TECHE
UDINE

MANOSCRITTI

FONDO PRINCIPALE

Manoscritto n. **P_MSS_1061**

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Miscellanea
Iuris Civilis
Saec. XVII.

1061

Testator / Testamentum.

Testamentaria cedula inter liberos an, et quando subsistat, vide Menochi. de presump. lib. 4°. presump. vi.

Testator si leguit omnes suos redditus, sive fructus anni illius, quo testamentum conditum fuit, et testator illo anno non moriatur, quid an debeatur legatum fructuum anni, quo moritur, vide Cephal. in cons. DXXX. in 4°. volu. Anni. de Coriolan. ultimi volu. lib. 3°. titu. xi. n°. 26. Menochi., qui ab his dissentire videtur in cons. xcvij. n°. 69. 73. 76. 118. 137. 147. et post 70. cons. lib. p°.

Testator si ingerit molestiam non inferri aliam, quid intelligantur ista verba, vide Anto. Gabri. comm. conclusionum lib. v. in titu. de usufructu. conclu. p°. n°. 26. et Rolan. de pruveta. cap. omnium ultimo n°. 7. et Caualca. de usufr. mulie. relic. n°. 56. vers. ...., Menochi. de presump. lib. 4°. presump. xcviij. Peregri. de Fideic. Arti. xlvij. n°. 47. fo. mihi. 435. Alex. in l. 1. de bonis. f. furor. n°. 7. in fi. ff. Ad. l. falci. Rui. cons. ccij. n°. 8. in 2°. Simo. de Pr. de inscripta. ulti. volum. fo. 416. n°. 86. in fi.

Testator potest remittere redditionem rationis tutori, et alijs. l. cum necessitatem. et ibi Salyc. C. de Fideic. fideiss. in l. actione. n°. 12. C. de Transactio. Deci. cons. cxcij. n°. 4. Aloia. de presump. in p.a regula. in vi. presump. Caualca. in Tracta. de tuto. et cura. n°. 207. et n°. 220. pag. mihi. 172.

Testator si dicit in testamento se debitorem tity, quid an ista assertio probet debitum, vide Cephal. in cons. 569. n°. 17. et 12. in 4°. volu. et cons. 542. n°. 20. 10. volu.

Testator an, et quando intelligatur voluisse quod intelligatur reciproca substitutio de una ad aliam lineam, vide Menochi. in cons. 316. n°. 28. et alibi saepe et 10. consilium. Rui. in cons. 134. n°. 3. in 2°. Peregri. de Fideic. Arti. xij. n°. 76. et ibi latissime per plures opiniones,

Testatrix disponendo per verba masculini generis an feminas comprehendat ..., vide Rota. à val. in cons. Lxxxj. post 10 in 3°. v.

Testamentum in veritate conditum fuisse non sufficit, sollemnitas deficiat. l. si veritas. C. de Fidei. Menochi. de presump. lib. p°. q. Lxxx. n°.

Testamentum imperfectum tollit primum testamentum iure et redit factum si inter utrumque testamentum lapsum fuerit decennium. l. Sancimus. C. de testam. et ita obtinui in casu, atque istra patim,

Testamento ex imperfecto tollitur p.m non factum si in secundo fuerunt instituti venientes ab intestato, in p°. vero non, et licet 2m. testamentum non valeat tamquam imperfectum, tamen res ad causam impostam devenit, tex. est in l. hac consultissima. §. si quis aut testamento. C. de testa. et ita obtinui pro Bissonis de Trivisino contra ... cecilia eius sororis occasione testamenti q. ... Marij bissoni.

Testes an possint duo in eadem carta, dic quod sic Jas. in l. licet, n° 3. C. de pactis, et ibi Addi. ad Bar. in ver. invenon.

Testamentum aliquid inter contrahentes numeratum fuit de lege Cur. inmi. in l. licet. n°. 14. C. de pactis. alligat. l. proxima. ff. de duo. reis.

Testamenta sine ullo ex regulis confirmare volunt quod testamenta sunt certa, vel quando non est suspicio falsitatis per hominum legalitatem, sunt aurea verba Bal. in l. si non speciali. n°. 5. in fi. C. de testamentis.

Testamentum facere non potest damnatus ad mortem, et quod prius factum est irritatur. l. si quis filio. § irritum. ff. de iniusto. rup. et ir. testa. l. eius qui. § p°. ff. de testa. Ang. in cons. 357. in p°. Jul. Cor. in cons. 278. n°. 2. in p°. volu.

Testamenti pars una aliam declarat. l. qui filiabus. in prin. ff. de lega. p°.

et in terminis in hac [illegible] [illegible] q̃ unus [illegible] ... [illegible] possint [illegible] vide in [illegible] [illegible] no. [illegible] [illegible], [illegible] [illegible] cons. cxviii. nº. 16. in [illegible] vo

vid. [illegible] de [illegible]:

[illegible] [illegible] [illegible] citat [illegible] Feli. in Rub. de [illegible] et [illegible] nº. 12. ubi illum citat in suo [illegible] [illegible]

[illegible] et nimis apparere. xxvij. in Later. ptexta. c. 1°
in calce. C. Vnde nun, et vtcor.

[illegible] c probatum habem. vid. Hym. [illegible]
c xcvi. n°. i.

[illegible] qui licare vid. [illegible]
[illegible]
[illegible] in [illegible] et [illegible]
[illegible] 8 [illegible]
[illegible]
[illegible]

(et in plurib.) iudaeis in libro [illegible] maior pars [illegible] in numeri plurib. uel respectu [illegible] uide Alex. in cons. [illegible] xxv. sub n°. 13. in v. vel.

[illegible]

et in [illegible] §. [illegible] scilicet [illegible]

PRECEDENTIA

[illegible] et uide Cassa. in suo Catalo. glo. mun. in 4. par. consid. 22. et consid. 45. et cons. 81. et in parte xi. consid. xiij.

et pramati . c[illegible] . lxv. in fine

Incisio seminis panis in piscinam [illegible] quid operet vide Parisi . in cons . ciiij . n° . 118 . in p° . volu . et Pet . de Andra . in cons . 255 . in fine .

Processum voluminosum si iudex accipiat a reo , et nunc sequuti sententiam proferat , continue lata sententia sine cause cognitione , et ideo est nulla , Ruber . Maran . in Specu . in , ver . validum , et invalidum . distin . xvi . n° . 18 . fol . 193 .

In causa mag[illegible] . [illegible] . [illegible] quadrinio cum [illegible] . contra vincentio a comite vide in terminis Specu . in [illegible] de praescrip . vers . pone casum . et Pet . Folle . in practica de censibus in ver . huiusmodi censualia sunt reb . n° . 95 . et . inim 182 . et omne [illegible] et rati . possis . Bertrando . 3° . n° . 567 . vol . 127 .

In indiciis magis [illegible] . [illegible] . § idem . [illegible] . de [illegible] . specu . [illegible] Bar .

Politicum , et consultum differunt , vide Alex . in cons . v . n° . 11 . in v . volu . ubi dicit , quod politicum dicitur quando [illegible] factum fuit , consultum vero quod plurimis .

De fideicommisso olim [illegible] . Nicolai Cortelli vide Parisi . in cons . lxxv . in 2° . volu .

Testibus.

[illegible] Alex. [illegible] 3. lib. 4.

[illegible] Alberi. [illegible] Practica [illegible] vol. 9. n.º 15. et ita

Meretrix [illegible] testis in criminalibus [illegible] Trinut. et [illegible] vol. 80. n.º 14.

Testes vocatus ad iudicium [illegible] testimonium [illegible] statutum [illegible]

[illegible] testi. [illegible]

[illegible] aliquid [illegible] multos alligat in cons. 198. n.º 11. [illegible] apud graves viros [illegible] indicaat. et [illegible] Mag. [illegible]

[illegible]

+ [illegible] in meis Pat. lectio. in [illegible] magnifaciebat [illegible] dixit [illegible] disposita [illegible] [illegible]

[illegible] domestici in criminalibus ad probandum innocentiam [illegible] 412 [illegible] 72. in 2. vol. [illegible]

[illegible]

[illegible] 36.

Test[illegible]

Jnimicus si quis ex eis in testificando an [illegible] admittatur [illegible] cum alij [illegible] Ab. in c. int[illegible] [illegible] Purga. Can.

[illegible] tamen [illegible] plenius probant, ut in [illegible] supra col. admittantur

[illegible] item [illegible] fallit [illegible] [illegible] notabil. [illegible] tamen [illegible] ita tot nomine, [illegible] indicandus [illegible] dicta talia [illegible] la [illegible], ut [illegible] et [illegible] [illegible] Ano. in [illegible] 59. [illegible]

[illegible] in meo lib. Alphabetico sub [illegible] N. [illegible]

[illegible] ad [illegible] notabilem [illegible] [illegible] [illegible] falsum, alicui testi [illegible] possumus, [illegible] oratores, [illegible] Judicis, si ipsu [illegible]

[illegible]

[illegible] Ano. in [illegible] 13.

[illegible] Ano. [illegible] 80.

[illegible] plurimis in causis [illegible] poterit esse [illegible] Maria Soc. in sua [illegible] Soc. et [illegible] fraternitatis [illegible] testi. [illegible] in causis, in quibus admittuntur [illegible] ita Ano. [illegible] 29.

[illegible] in [illegible] v. g. v. [illegible] ad illud [illegible] Rom. [illegible] 445. [illegible] ubi [illegible] Soc. [illegible] [illegible] Ano. fol. 17.

[illegible]

[illegible] sufficit ad [illegible] lib. 3. tit. 1. [illegible]

[illegible] Ano. fol. 65.

[illegible] accusator [illegible] accusationis [illegible] Ano. fol. 66

[illegible] articulis [illegible] Ano. fol. 13. [illegible]

[illegible] fol. 384.

Prova [illegible]
[illegible]

[illegible]

[illegible] ad [illegible] in aliqua [illegible]

[illegible] Arn. [illegible] 28.

[illegible] in ult. [illegible]

[illegible] Cotta.

[illegible] ult. vol. lib. 12. tit. 5. [illegible]

[illegible] Mant. [illegible] ult. vol. lib. 12. tit. 2. n° 30. et 49.

Legata de jure[?]

Legata de ... non ... ubi ... d. i. ...

statutus ubi est auctoritat.

Legata an veniat ab ... ut a fideicommissario praestanda, ...

... ult. vol. lib. 8. tit. ... et latius ... in cons. 16 ...

... cons. 17. n. 16 ... Alex. in cons. 178. lib. 9 ...

latos.

Legatarius qui idoneus testis ut ...

...

... Alex. in cons. ...

... testud.

... statim post aditam hereditatem ... immiscuit in ea ...

... legata ... lib. ...

...

... usufr. lega ... in ... cum ... propter ...

... legatum ... et succedit loco ...

... legati causa ...

... sub tit. de ...

... legata ...

Legata ... adim ...

...

...

...

...

...

... multis ... cons. 15.

...

Conditio, et plures in legato, ...

... Alex. ... lib. x. tit. 6. fol. 242. ...

Testator si legat usumfructum fundi ... quod ad possit fundum

vendere, vel alienare, ... legatarius plenam proprietatem ...

... Bal. in cons. 43. n. 74. vol. 5.

Testator ... in dubio ...

lib. 4. tit. i. n. 8. ... 210.

Testator in dubio magis ...

...

Legatis.

Legatum [illegible] ex alterius fundo, si minus ex fundo ipso rec[illegible]piat [illegible] Card. [illegible] supplendum [illegible] [illegible] in b.t. 6.t [illegible] canicula 57, fol. 193 in uol. trac. ult. uol.

Legatum factum a creditore debitori de eo, in quo facto calculo reperietur remanebit debitor, non habet locum, si debitor in uita non fecerit calculum, Caualc. de tut. et cur. n° 209. fol. 113. ubi n° seq. [illegible] legati [illegible] remissionis [illegible], et redditionis rationis à [illegible] facto tutori, aut curatori, quod non trahitur ad [illegible], nisi exprimatur, et ideo monet Notarios, ut in hoc sint cauti.

[illegible]

Iura et actiones an ceniant appellat. mob. vel immob. vel dicantur 3a spes pulchre tradit Fabr. l. 6. c. del. 7. def. 734.

[illegible]

[illegible] usq ad tempus [illegible] nisi [illegible]

[illegible]

legitima

[illegible]

Legitima.

Legitima ꝑ statutũ tolli pot. Gabrielius cõs. ii. nº 2 in ꝑ cl. in cõs iii. nº 6. et nº 33. vol. pº

cit.º inni. nd. Theg. Auth. de Ergro. et fals. et ibi Bar. nº 8.

[illegible]

[illegible]

[illegible]

Hanc accipimus Syndicatu[m] [illegible] beneficio l. [illegible] inventarij, [illegible] tam Kalendias [illegible] l. [illegible] §. [illegible] l. [illegible] lib.

[illegible]

Peculiu͂ dicitur quasi pusilla pecunia [illegible] pusillus patrimonium. l. depositi nota ff. de pecul.

In peculio sunt res de possessione mobiles et soli. l. quas Tuberonis. §. in peculio ff. de pecul. necnon de bonis [illegible] in suo commercio esse posse ut ibi signat gl.

Differentias pecunias peculium [illegible] ex sola [illegible] ac pone [illegible] dominii pecunie ab eius possessione separari ad posset [illegible] in [illegible] par. 2. fol. [illegible]

Com[illegible] et suo et alienus nomine [illegible] [illegible]

[illegible]

[illegible]

[illegible] ... duat ... [illegible] ... ususfructus ... [illegible]

[illegible] ... expectata morte [illegible] ... 500 ... 185 ... 94 ... 161 [illegible]

[illegible]

Ususfructus [illegible] ... quando [illegible]

Ususfructuarij [illegible]

Gabr. in cons. 191 n. [illegible] vol. 2. f. 301.

[illegible]

[illegible] in cons. 200 [illegible] vol.

[illegible] ... 38.

Usufructu.

Usufructuarius si n[on] fecit inventarium fructuum, quo ei succurratur? vid. Scac. in Com. in de mon. poss. [illegible] L. un. c. 25.

Onera et tributa[illegible] a proprietario, ut usufructuario solui debent. Vid. Pinel. in 2. par. L. i. C. de bon. mater. n.º 2. ubi [illegible]

Usufructuarius omnes solvere expensas temporales, proprietarius vero extraordinarias, et perpetuas [illegible] utilitatem. [illegible] dcis. 252. n.º 2.

Iuvenis impensa debet solui [illegible] ad [illegible] usufructuarius, Rol. cos. 8. n.º 12. l.º 2.

[illegible]

ubi [illegible] et quibus [illegible] [illegible]

[illegible]

[illegible] nova [illegible] [illegible]

[illegible]

[illegible] in [illegible] loco [illegible] distinguntur [illegible] in [illegible] nullo alio sibi dari uti [illegible] nam uti [illegible] restitui, qa sibi accrescit. L. 1 [illegible] ex fundo. ff. [illegible] et [illegible] nulla [illegible] ut ibi. [illegible] loco [illegible] et ibi [illegible] [illegible]

[illegible] [illegible] mora [illegible] lib. [illegible]

[illegible]

[illegible] adducit P. [illegible] ar. 33
[illegible] maris [illegible] ult. vol. lib. 5. [illegible] xi n° 24. [illegible] ligationes et [illegible] [illegible] ut [illegible] lib. 7. tit. 1. n° 14. [illegible]

[illegible] lib. [illegible] 2 n° 6. fol. [illegible]

[illegible]

[illegible] gravati [illegible] [illegible] [illegible] edict. ult. vol. lib. 4. [illegible] 14. fol. 154.
Per fraudem [illegible] ab [illegible] male informatis. L. 4 Rom. [illegible] [illegible] obblig.

Haeredibus.

[illegible] [illegible] constare [illegible] defuncti tradit. Decia. cons. 45. n°. 3 [illegible] et seqq. col. 5.

Amas [illegible] haeres alicuius et talis probari debet et quod ei non opponat, alias [illegible] [illegible] Capitul. in l. Haered. aut [illegible] ff. de reg. iur.

Immo [illegible] [illegible] de [illegible] [illegible] [illegible] intimatus, ut [illegible] Bal. cons. 314 n°. 13.

[illegible] et talis debet probari et talis l. non ignorat, ubi Bar. et Bal. C. [illegible] [illegible] accus. non poss. et [illegible] de filio, ut agnato [illegible] [illegible]. cons. 471 [illegible]

De [illegible] haeres debet et haered. probari [illegible] tit. de act. in [illegible] [illegible] [illegible] [illegible] dicit, et [illegible] ei non opponat, ut ultra superius allegata dixit [illegible] cons. 12. in [illegible] dubio sub n°. 10. et seq. Bal. cons. 374. n°. 3.

.º-34

[illegible]

. 3 14

C. g
[illegible]
[illegible]
[illegible]
3.

Landus [illegible]

[illegible]

Bartandum an [illegible] cautela tabes inf. sub tit. de Societatib. [illegible] in ur. Cautela.

[illegible]

cont. in l. 1a in fine in ult. col. [illegible] fallit [illegible] in absurditates incideremus. [illegible] et quod [illegible] ff. [illegible]

[illegible] ut minus [illegible]

[illegible] in persona [illegible]

[illegible] xxi [illegible]

[illegible]

Statutum [illegible] institutum [illegible] statuitur [illegible]

[illegible]

[illegible] actiones [illegible] Bar. in l. [illegible]

[illegible] capit. [illegible] in l. liberto [illegible] Bar. [illegible]

[illegible]

[illegible] Statutum [illegible] intelligatur [illegible] ministerio Iudicis. Bal. in l. [illegible] Apostol. ibi. et sic [illegible] ipso facto [illegible] Bal. ibid.

[illegible] a[illegible] statutis [illegible]

[illegible]

Statuta [illegible]

[illegible]

Statutum [illegible] A. in [illegible] C. [illegible] xi. [illegible]

[illegible] A. in [illegible]

[illegible] n° 10.

Ubi uerba statuti sunt clara, cauillationes aduocatorum locum [illegible] ad [illegible] sit [illegible] si litera statuti sit dura [illegible] et alia [illegible] n° [illegible]

Statuta excludentia foeminas [illegible] masculos [illegible] xii. tab. [illegible] fauorabilia [illegible] n° 24 f. 655 et [illegible] n° [illegible] f. 659. [illegible] fauorabile [illegible]

Statutis.

Statutum ... hominum ... Gabr. ... n.° 3. vol. ... 24. ... cons. 14 vol. 1. ...

Statutum passiue ... et ... talis dicat. ... Gabr. in cons. ... vol. 2.

... obseruari statuta uel consuetudines contra ecclesiasticam libertatem ... c. nouerit ... excom. Clar. in prac. crim. lib. 5. § fi. q. 77. vers. ... f. 193 vol. 4.

Ubi etiam tradit quod non ... statuta contra ecclesiasticam libertatem ... statutum prohibens non immobilia alienari ... valet ... clericis ... ecclesias ... in eorum preiudicium ... magis ... quoties statutum specialiter prohibent in ecclesias ... ecclesiasticas personas alienari ... contra libertatem ecclesiasticam et ideo nihil ... valent ut ... firmat Clar. in prac. crim. lib. 5. § fi. q. 82. stat. 5. vers. ... prohibens et seq. fol. 203.

Quod statutum aliud de novo inducit ... certis modis ... exprimit ... forma, nam ... dispositio ... et ... ius ... nam ... nullatenus ... factum sine illa forma ... 64. n.° 26. vol. 5. f. 210.

Stante statuto exclusiuo foeminarum ... masculorum filiis ... cum filiis masculis ... Scen ... in ... l. ... Alex. in l. Gallus § quid ... n.° 42. ff. de lib. et posthu. ... in cons. 280. n.° 4. ... vol. lib. 4. tit. 6. n.° 5. et 6. ... 17. n.° 4.

... statutis valet ... a maioribus ... quo casu ... extensio ... contestorijs ... 45. n.° 23. vol. 5.

Statutum comunem recipit interpretationem, dec. in d.° resp. n.° 25.

Statutum ... recipit limitationes ... quas ... fit ... l. ... de ... l. ... pac. ... id quod ... in contestoris ... ut ... Abb. in c. ... n.° 12. de rescrip. quo loco ... constitucionem ... et qualificari ... constitucionem ... l. ad ... et l. ad posteriores ff. de ... et expeditionem ... statuta ... in trac. ... in p.° quest. ... Pauli ... Castr. in l. ... in § ... cons. ... 23. n.° 00. vol. 3. ... et ... statutis ... allegando ... Alex. cons. 19. n.° 6. vol. 3 ... Pauli ...

... [illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible]

Testamentum ... si filius ... si filius non opponat ... et ... in l. 2. ... filius ... [illegible]

... ad ... ut ... in ... Traditio ... instrumenti ... satisfactionem aut ... [illegible]

[illegible]

[illegible]

... executor ... [illegible]

[illegible]

Quando fecit testamentum [illegible] vel in eo mentionem [illegible] aliud [illegible] in [illegible] apponi illas [illegible] [illegible] tantum [illegible] annullans [illegible] aliud [illegible] casus [illegible] aliquem [illegible] istud ultimum [illegible] [illegible] [illegible] [illegible] eius [illegible] in l. [illegible] in §. 6. [illegible] [illegible] [illegible] aliud testamentum in quo [illegible] [illegible] notatur [illegible]

[illegible] testamentum [illegible] [illegible] [illegible] institueret [illegible] [illegible] ab [illegible] [illegible] l. [illegible] C. [illegible] [illegible] [illegible] in [illegible].

[illegible] [illegible] [illegible] [illegible] Menoch. [illegible] [illegible] 182. l. 2. [illegible] 2. fol. 180. n.° 4.

[illegible]

[illegible] [illegible]

Testam. [illegible] [illegible] [illegible] et in alia. [illegible] autem [illegible] clausulas codicillares, et omni meliori modo [illegible] in [illegible] [illegible] [illegible] fol. 159. in vol. [illegible] [illegible]

[illegible] [illegible] testamentum [illegible] [illegible] [illegible] l. [illegible] voluntas. C. de test. manu. et [illegible] in l. placet. ff. de lib. et post. in [illegible] [illegible] [illegible] institut. [illegible] [illegible] Flor. [illegible] 22. [illegible] vol. [illegible] fol. 22 n.° 2

Testam. [illegible] [illegible] [illegible] testamentum [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] illa institutio ff. de [illegible] [illegible] [illegible] [illegible] [illegible] consulen. [illegible] et plures allegando [illegible] [illegible] [illegible] [illegible] vol. l.° 3. [illegible] [illegible] n.° 16.

Testamentis

Testam. nuncupatiuum sine scriptura a testib[us] factum tollit aliennis [illegible] Alex. cons. 105. l. 4. [illegible] n. 15. [illegible]
solemn. a notario rogari [illegible] [illegible] sufficit in test. [illegible] ad [illegible]
duo testes et in [illegible] [illegible] et sic valet testam. Et ad [illegible] causas [illegible].
Cum duob[us] testib[us], et sic [illegible] 2. cau. 2. n. [illegible] 147. in uol. trac. ul. uol. ubi
[illegible] obseruantia Venetorum. Paris. cons. 51. n. 15. l. 3.
testam. [illegible] scriptura, [illegible] Paris. [illegible] n. 2.
[illegible] ad [illegible] mulieris. Alex. cons. 105. n. 16. l. 4. [illegible] et [illegible] Paris.
[illegible] d. cons. 51. n. 11. et 16. l. 3.
Testam. carens [illegible] solemnitatib[us] est [illegible] in foro [illegible] Mant.
[illegible] [illegible] ul. uol. l. 2. [illegible] 14.

[illegible]
[illegible]
[illegible]

[illegible]

[illegible]

[illegible] in l. [illegible] ff. [illegible] et l. [illegible] ff. [illegible]

[illegible]

[illegible]

[illegible] tradit Tiraq. in [illegible] lib. [illegible] in [illegible] litis nº 2.

[illegible] litis [illegible] et [illegible] Tiraq. in [illegible] lib. [illegible] nº 1

Satius est tempore vinci, quam [illegible] in [illegible] ut docet [illegible], et ad obscurum [illegible] in l. minoribus 25. annis subvenitur ff. de minor. Tiraq. de utroq. lignag. gl. 7. nº 20. fol. 353.

iudicij [illegible]

[illegible]

[illegible] in l. [illegible] ff. [illegible] l. aliud ff. [illegible]

[illegible]

[illegible]

[illegible] tradit [illegible] in [illegible] lib. [illegible] in [illegible] executionis litis n.° 2.

[illegible] inter litis [illegible] tradit [illegible] in [illegible] lib. [illegible] in [illegible] n.° 1

Satius est [illegible] vinci, quam [illegible] vincere [illegible] litigare [illegible] et [illegible] obscuri [illegible] in l. minorib. 25. annis subvenitur ff. de minor. Tiraq. de utroq. [illegible] gl. 7. n.° 20. fol. 353.

[illegible]

Testator [illegible] prohibeat alienationem [illegible]
[illegible] mediante [illegible] in alienatum [illegible]
[illegible]
[illegible] talis [illegible]
at si [illegible] collusio [illegible]
[illegible] prohibitio facta esset l. [illegible]
[illegible] Bar. in l. [illegible]
[illegible] ubi aliud [illegible]
[illegible] fuit [illegible] alienatum [illegible]
[illegible]

[illegible]

[illegible] testator [illegible]
[illegible] fol. 16. n. 56.

[illegible] in aliqua dispositione [illegible] testatoris [illegible]
[illegible] ut talis [illegible]
[illegible] in casu [illegible] 4. n. 5. [illegible]

[illegible]
[illegible]

Testator an possit remittere confectionem inventarii, quod in tutela: rii et tutori tradit. Iur. 11 §. Testamentis [illegible] 55. f. 38.
Inventarium in [illegible] unius anni [illegible] obit. [illegible] [illegible] eius
c. [illegible] lib.

[illegible]

[illegible]
[illegible]

[illegible]

um 76.

[illegible]

[illegible] alimenta [illegible]

Alimenta [illegible]

Alimenta [illegible]

[illegible] forma [illegible]

[illegible] alimenta [illegible]

[illegible] alimenta habet [illegible] Auth. [illegible]

[illegible] limitatur [illegible] quando [illegible]

[illegible] statutum [illegible]

[illegible] statutum in [illegible] singul. [illegible]

[illegible] filia [illegible] statuto exclusa [illegible]

[illegible] talis [illegible]

[illegible] filia [illegible]

[illegible]

[illegible]

16.

Alimenta

§ l. [illegible] iur. dot. et l. dotis fructus in p[ri]n[cipio] ff. de iur. dot. Et hoc posito si uxor nullas marito dotes dederit l. [illegible] si nulla ff. de [illegible] [illegible] l. [illegible] in uxori [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] et [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] et [illegible] parentibus [illegible]

[illegible] facto divortio. Alimenta [illegible]

[illegible] [illegible] [illegible] litanis nisi auctori[illegible]

[illegible]

[illegible]

[illegible]

[illegible] in forma lib. [illegible] [illegible]

[illegible] alimenta [illegible]

[illegible] n.º 114.

Alimenta [illegible] assimantur ad 30. annos usque si alimentarius est infra [illegible] aetatis, tex. [illegible] hoc [illegible] poeta: ibi in l. Sanditatud ff. [illegible] [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] ad 15 annos l. [illegible] [illegible] [illegible] donat. [illegible] [illegible]

[illegible] [illegible]

Alimenta [illegible] et in domo [illegible], M[illegible] de [illegible] lib. 2. [illegible] 2. cam. 168. n.º 12. fol. 169. t.º

[illegible] apud nos educari [illegible] discutit M[illegible] 20. de [illegible] lib. 2 [illegible] cam. 168.

Alimenta quomodo sint [illegible] pupillis, filiis, dotalis, spurio [illegible] et clerico, tradit idem ubi [illegible] cam. 169. fol. 170.

Alimentorum [illegible] [illegible] [illegible] [illegible] [illegible] licere et [illegible] [illegible] plene explicat idem, ubi [illegible] cam. 170.

[illegible] alimentis plura [illegible] [illegible] [illegible] cons. 54. vol. a.º [illegible] tom. 2.

[illegible] [illegible] [illegible] [illegible] alimenta [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] alimentos [illegible]

[illegible] lea. [illegible] [illegible] n.º 10. fol. 845.

[illegible] [illegible] a [illegible] obliuatus [illegible] ibi n.º 145.

[illegible] alimenta [illegible] filio [illegible], [illegible] cons. 54 n.º 19 & 2

[illegible] [illegible] filio [illegible] ibi n.º 48. 51. [illegible] 14.

[illegible] [illegible] filij legitimi et natis, ibi n.º 58.

[illegible] [illegible] [illegible] ibi n.º 54. 56. [illegible] filios [illegible] matrimonio natos n.º 62.

[illegible]

Frater maior potest minorem castigare, vel reprehendere, et [illegible] in l. [illegible] ff. de iust. et iur. ubi [illegible] maioris [illegible] pro [illegible]

Frater si invadit aliquid ex bonis communibus, quod succurrat alteri fratri, [illegible] in l. [illegible] et l. si fratres. C. com. divid. et in l. 1. et 2. C. de con. [illegible] cum Bal. in [illegible] et in l. 1. C. si com. res pig. da. sit. ac de Crav. in cons. 159. n. 5. et [illegible]

[illegible]

[illegible]

[illegible]

Melioramenta et bonificationes facta ... de bonis fideicommisso subjectis, Peregr. de fideic. art. 51. totus ubi latissime tractat hanc materiam meliorament. ... ut ... retineri possunt ... fluentur, ut ... eund. Peregr. ubi ... num. 55 et 56.

[illegible]

Fideicommissa ... bona ... sub tit. ... ubi ...

Heres ... fideicommissum ... in eo casu ... filius ... alioquin ... ad Treb.

Fideicommissum ... ad Treb. ...

Fideicommissum ... a filio ... filijs masculis, ut ... Titio restituat, si autem ... feminas, ut restituat Caio ... masculis, ... tradit Mant. ... ult. vol. lib. xi. tit. 15. n. ...

... existente ... fideicommissi ... Fidei. art. 9. n. 12.

Fideicommissis.

Crass. [illegible] 9. 20 n° 20. [illegible] 25 [illegible] — Fideicommissarius [illegible] alienatas, [illegible] fideicommisso [illegible] alienata, [illegible] [illegible] ne possit dispositionem excludi [illegible] Decis. ar. 33. in [illegible] [illegible] supposita [illegible] nullo [illegible] [illegible] iudicari [illegible] alienata [illegible] fideicommissum [illegible] Decis. [illegible] n° 8 [illegible] et auctoritates [illegible]

Fideicommissarius [illegible] alienatas [illegible] [illegible] [illegible] [illegible] alienationi [illegible] [illegible] 6. [illegible] post [illegible] [illegible] ar. 40. n° 27. et 42 n° 23. et [illegible] [illegible] [illegible]

Fideicommissarius [illegible] [illegible] [illegible] t [illegible] 33 [illegible] [illegible] l. 2 in l. quoties [illegible] [illegible] Decis. [illegible] 51 n° 15 [illegible]

Fideicommissarius [illegible] [illegible] [illegible] [illegible]

Fideicommissarius [illegible] fol. 48. [illegible]

Fideicommissarius [illegible] [illegible] [illegible] [illegible] 371 [illegible] [illegible] in [illegible] satisfiert [illegible] in cons. 29 n° 5 vol. 2 [illegible] [illegible] [illegible] [illegible] [illegible] f. 146. [illegible] 95.

Filius primi gradus [illegible] fideicommisso [illegible] [illegible] [illegible] et Trebellianicam [illegible] [illegible] [illegible] C. ad Treb. [illegible] [illegible] Ubi [illegible] [illegible] [illegible] in l. [illegible] [illegible] in cons. 186. n° 6 lib. 2 [illegible] in cons. 53. n° 14 vol. 1 [illegible] in cons. [illegible] n° 8 et in cons. 202 n° 1 [illegible] in cons. 59. n° 6. [illegible] in cons. 121. n° 54 et 65 vol. 1 et in cons. 110. n° 22 lib. 2 et in cons. 115 n° 16 vol. 3

[illegible] ex [illegible] [illegible] Alex. in cons. 150 lib. 2 [illegible] in cons. 312. n° 5 [illegible] in cons. 25 n° 61 lib. 2 [illegible] in cons. 56. n° 21

[illegible] [illegible] [illegible] [illegible] Decis. 32. n° 43. f. 390.

De fideicommissis.

[illegible] grauatus restituere [illegible] posse detra- here [illegible] si [illegible] decesserit ab illi- [illegible] viat. de cod. ec. ul. ut. lib. [illegible] restituere [illegible] ubi infert re [illegible] facto [illegible] n.° 14. fol. 154. col. 1. ubi infert [illegible]

[illegible] onus e allibrandi et [illegible] faciendi ualorem bonorum [illegible] taneatur acceptator cum beneficio ll. et inventarij [illegible] liquidat. [illegible] hereditatem [illegible] et [illegible] positi actiones etiam ex capite [illegible] deicommissi [illegible] ita Arr. Pinell. in L. 1. in 3.a par. n.° 81 uers. Amplia septimo. C. de bon. mater. Marzar. in Epit. [illegible] par. 2. [illegible] 46. uers. [illegible] Grau. in cons. 225 n.° 12. et Natta in cons. 738 n.° 1 uers. [illegible] dato.

[illegible] filij [illegible] ex [illegible] Trebellianicam [illegible] diminutiam hereditatis, [illegible] not. in L. Papinianus. §. ne- minisset. ff. de inoff. test. in L. quoniam C. ad L. Falc. [illegible] in c. Raynaldus ex. de testam. Alex. in L. in rone. §. quod uulgo n.° 9. et 10. ff. ad L. Falc. Paris in cons. 45. n.° 11. uol. 2. [illegible] etiam [illegible] et [illegible] ad [illegible] extraneos [illegible] L. quidam et L. omnimodo, et in auth. nouissima C. de inoff. testa. et Paris. in d.° cons. 45. n.° 15. et 16. Grau. in cons. 312 n.° 5. Becia. cons. 39. n.° 7. lib. 3.

Sumptus [illegible] detractiones [illegible] ex fid.co in- cumbit fideicommissario. [illegible] de fideic. Art. 39 n.° 13. fol. 355.

[illegible] ex fideic.° extraneo [illegible] de fideic. art. 41

[illegible]

[illegible] ipso [illegible]
[illegible] a tra[illegible] [illegible]
[illegible] nullus [illegible] [illegible] [illegible] ut [illegible]
[illegible] hac [illegible] 3.

[illegible]

[illegible] pag. 18 [illegible]

Obligatio sub [illegible] efficat [illegible]
oblig [illegible] [illegible] [illegible]
[illegible] incidat in obligationem [illegible]
[illegible] 10

[illegible]

[illegible] formatr [illegible]

[illegible] Alex [illegible]

[illegible] probabilis [illegible]

[illegible] facit [illegible]

[illegible] confirmat.

[illegible]

[illegible]

[illegible] sub [illegible] talis [illegible]

[illegible] valet [illegible] Cran [illegible]

[illegible]

[illegible] sub conditione [illegible] ad [illegible] obligatus [illegible]

[illegible] obligatus [illegible]

[illegible] dubiis [illegible] n.° 26. fol. 144. [illegible] obliga.

De conditionis [illegible] conditiones [illegible] tractat Mant. [illegible]

vol. lib. 10. tit. 5. fol. 241. et seqq.

Conditionum [illegible]

[illegible] Clar. in § Testam. q. 39. fol. 22.

Dos [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] Vide [illegible] in 2 col [illegible]
Dos in [illegible] [illegible] [illegible]
a filia [illegible]
[illegible]
Dos [illegible]
Dos [illegible] traditionem [illegible] [illegible]
[illegible] simpliciter. Bal [illegible] [illegible] col. [illegible]
[illegible]
Bar. [illegible] ff. sol. mat
Dos [illegible] tradit Bar. in l. [illegible] [illegible]
[illegible] ff. sol. mat
Si quis duxit puellam minorem [illegible] annis [illegible]
[illegible] [illegible] [illegible]
[illegible] dotis. Bar. in l. [illegible] [illegible] sol. mat [illegible]
difficultatem pulcherrimam [illegible] lat.
Si [illegible] filia [illegible] culpa et [illegible] [illegible]
[illegible] Bar. in l. [illegible] dotis [illegible] ff. sol. mat. [illegible] alias [illegible]
Si dos [illegible] [illegible] [illegible] adulterio [illegible]
[illegible] soluta filia [illegible] amittit [illegible] maritus [illegible] a marito.
[illegible] Bar. in l. [illegible] [illegible] sol. mat. [illegible]
An maritus [illegible]
[illegible] [illegible]
Fructus dotis maximus et multiplex [illegible] ut [illegible] Bar. in l. [illegible] ff. sol. mat.
[illegible] filia [illegible]
[illegible] [illegible] num. [illegible] sol. mat.
[illegible] adiuncta [illegible] filia [illegible] tradit
Bar. in l. soluto matrimonio. §. [illegible] voluntate num. 3. et in l. [illegible]
[illegible] num. 1 ff. sol. mat.
[illegible] Bar. in l. [illegible]
[illegible] [illegible] [illegible]
[illegible] Bal [illegible] cccxxix [illegible]
[illegible]
[illegible] [illegible]
[illegible] num. [illegible] sol. mat. [illegible] [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
Si [illegible]
[illegible]

[illegible]

8.

Si pater legat 100 filiae [illegible] nullus dotis [illegible] supervivat [illegible]
[illegible] et dotis [illegible] legatum l. filia legatis [illegible]
[illegible] in arrogato [illegible] Barta l. [illegible] la [illegible]
[illegible] Bal. Ang. Sal. et alii in [illegible] l. filia legatorum Bal. in l.
[illegible] nater [illegible] et ibi Alex col. 4. [illegible] Alex
[illegible] col. 8. [illegible] 2. [illegible] 64. in [illegible] 81 col.
[illegible] num. 6. et [illegible] Modr. [illegible] in l. [illegible] q. 14. [illegible]
[illegible] Roman. [illegible] lucro dotis [illegible] 8 n° 83. [illegible] obligatus
[illegible] causam futuri matrimonii [illegible] supervivat [illegible]
[illegible] ob quam legatum factum fuit cessat [illegible] legati [illegible]
cessante causa [illegible] legatum [illegible] causam factum. [illegible]
[illegible] et [illegible] in [illegible] l. [illegible]
pater [illegible] in [illegible] lib. [illegible]
[illegible] in [illegible] 15. ubi [illegible]

filiam in matrimonium collocaverit [illegible] tradidit, [illegible]
[illegible] 100. [illegible]
[illegible] Bar. in l. [illegible] [illegible]
[illegible] maritando [illegible] filias [illegible] includi [illegible]
[illegible] legati [illegible] cessat [illegible] l. [illegible]
[illegible] simpliciter [illegible] dotis [illegible]
admittitur ad legem [illegible] augeri [illegible] matrimonium
[illegible] ibidem allegatis.

Dos [illegible] obtinet ut [illegible] adnotavi in [illegible] col. notabili [illegible] statuta
filiae [illegible] excludentis [illegible] casu dos [illegible]
[illegible] in [illegible] legitimae [illegible]
[illegible] statutum simpliciter excludit filias [illegible]
[illegible] in familia, [illegible] dotari [illegible]

ad

nō succedit loco legitimæ, aut statutum excludit [illegible] dicturae dotatas et tūc [illegible] dos loco legitimæ sibi vindicat, ita non [illegible] distinguendo concludit Cuma et [illegible] in l. [illegible] [illegible] [illegible] [illegible] et [illegible] cōst. [illegible] Sane [illegible] et [illegible] plu-
nes ita concluserunt, [illegible] assignat ibi. Et sane [illegible] [illegible] [illegible] [illegible] masculorum [illegible] [illegible] [illegible] [illegible] [illegible] exclusio [illegible] [illegible] ascendentium aut collateralium [illegible] [illegible] [illegible] [illegible] dos ipsa [illegible] [illegible] [illegible] Constitutionibus [illegible] [illegible] [illegible] [illegible] qua statutis [illegible] [illegible] ad [illegible] [illegible] maiorem affectionem voluerunt [illegible] [illegible] [illegible] [illegible] [illegible] masculorum [illegible] [illegible] et honor [illegible] [illegible] [illegible] et [illegible] longa memoria [illegible] [illegible] [illegible] [illegible] Statuti Rub. 145. et [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] totaliter [illegible] [illegible] simpliciter [illegible] loco [illegible] huiusmodi [illegible] [illegible], ut [illegible] ita [illegible] in ascendentibus et collateralibus [illegible] [illegible] xandro aliqui putarunt [illegible] introductis in favorem [illegible] voluerit [illegible] dotis [illegible] [illegible] [illegible] minus [illegible] [illegible] [illegible] Statuti Rub. 145. [illegible] [illegible] in [illegible] ubi [illegible] in casibus [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] [illegible] Et [illegible] [illegible] ad [illegible] [illegible] collateralis [illegible] [illegible] [illegible] [illegible] Et ita pariter in [illegible] dicti Statuti, [illegible] in omnibus Statutis [illegible] ne [illegible] dicit Gabriellius Cons. xi. vol. 1.º in [illegible] concludit in Cons. 140. num. 12. vol. 2. dotem [illegible] subrogatam [illegible] [illegible] filias totaliter [illegible] exclusas [illegible] masculis [illegible] et [illegible] [illegible] ab [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] portio [illegible] ab [illegible] [illegible]. Et [illegible] [illegible] [illegible] [illegible] in [illegible] Rub. 134. ubi [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in eam [illegible] sunt in mora dandi [illegible] [illegible] [illegible] [illegible] in ista [illegible] [illegible] [illegible] [illegible] statuto feminas excludente xi. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] bonorum [illegible] in [illegible] [illegible] [illegible] tanta [illegible] [illegible] [illegible] dotem [illegible] [illegible] [illegible] [illegible] dos [illegible] in [illegible] et [illegible] in bonis et [illegible] bona [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Rub. 135. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] illud [illegible] Cons. 25. n.º 51. [illegible]

[illegible]

[illegible] in toto, [illegible]
[illegible] l. [illegible] de [illegible] dote
[illegible] ad hoc fiat [illegible] in [illegible] dot. [illegible]
[illegible] addicta

[illegible] uxori [illegible] pactum [illegible]
[illegible] dotis [illegible] tradendi et ob [illegible] sue [illegible]
[illegible] causis [illegible] fuit [illegible], dote [illegible]
[illegible] mariti [illegible] mulier [illegible]
[illegible] et in l. [illegible] viri [illegible] sol. mat.
[illegible] l. [illegible] l. dote, ac l. [illegible], ac ad l. [illegible]
[illegible] dot. et l. ob [illegible] eod. ibi [illegible] ff. de [illegible] dot.
[illegible] Afflic. decis. [illegible]
[illegible] locum [illegible] dotis, sed [illegible] mat.

[illegible] dos constituta [illegible]
[illegible] dum [illegible] Specul. [illegible] lib. [illegible]
in l. [illegible] 18. [illegible] ff. de [illegible]
[illegible] ad [illegible] Afflic. decis.

[illegible] tempore [illegible] ad hoc [illegible]
[illegible] quantitatem constitui [illegible] mortem viri uxori [illegible]
[illegible] ut [illegible] data dotis soluta [illegible] dos [illegible]
[illegible] non lucrafacit aliquid mulier de [illegible]
[illegible] nulla fuit dos [illegible]
[illegible] constituere lucratur uxor [illegible]
[illegible] Afflic. in decis. 242. ubi [illegible] pulchram
[illegible] dicere.
[illegible] dos [illegible] C. de [illegible]
[illegible]
[illegible] Afflic. [illegible]
[illegible]

Sequens. Usus fructus [illegible]

[illegible]

Fructus quo diuidi debeant inter heredes pensionarii et successorem in beneficio, et de ma[teria] hac quotidiana, et [illegible] late [illegible] Gabriel. cons. 191. [illegible] vol. 2.

Fructus et [illegible]

[illegible]

[illegible] consistentes in frumento, vino, et oleo ad [illegible] durant ultra triennium. [illegible] et [illegible] in 5o. [illegible] no. 12. fol. 219.

[illegible] cons. 57[illegible]. no. 4. [illegible]

Trebelliana.

Trebellianica [illegible]

Trebellianica an [illegible] quant [illegible] 7. tit. 12. [illegible] l. 103 [illegible] not. et Crassus [illegible] quod abinbet 9. 8. et 9. in. 7 Trebellianum [illegible] 40. [illegible]

Donatio [illegible]

[illegible]

Donatio [illegible] irrevocata [illegible]

[illegible]

Donatio in [illegible]

[illegible]

Sic [illegible]

[illegible] 3 [illegible] num 6. 4

Donatio inter vivos revocatur ex causis in l. [illegible] C. de revoc. dona[illegible] [illegible] et [illegible] et [illegible] [illegible] donat
donatio [illegible] [illegible] aliis [illegible]
[illegible] invalida [illegible] et [illegible]
[illegible] donat [illegible]
Donatio [illegible] filio [illegible] ea [illegible] l. Pom-
ponius Philadelphus ff. familiae erciscundae [illegible] dat in
dotem [illegible] et [illegible] in [illegible]
suis et [illegible] [illegible] aequaliter [illegible]
[illegible] ut [illegible]

De donationibus tractat Covar. variarum resolutionum [illegible]
lib. 1. cap. 14. et Clar. in §. donatio.

Donatio [illegible] donatio [illegible] a [illegible]
[illegible] donatio [illegible] Covar. Var. resol.
lib. [illegible] [illegible] lib. [illegible]

[illegible]

[illegible]

[illegible]

[illegible] Ambasciatoris occasione Ambasciariae [illegible] Ambasciatoris [illegible]

[illegible] Sol. in cons. x [illegible] lib. i.

[illegible] an revocabilis sit ante acceptationem [illegible] donatio [illegible] acceptationem [illegible] tractat [illegible] donationis [illegible] acceptationem [illegible] donatarii [illegible] acceptare et alia [illegible] [illegible] et [illegible] Thomas Sanchez [illegible] Sancto [illegible] sacr. [illegible] 6. n.° [illegible] [illegible] lib. i.

[illegible] facta in [illegible] et [illegible] donata [illegible] habuisse [illegible] n.° 25. vol. 2. fol. 140. 142. n.° 25.

[illegible] et nos [illegible] et an [illegible] facta [illegible] vol. i. f. 76-77. ubi [illegible]

[illegible] metus et causa mortis [illegible].

[illegible] requirit [illegible] [illegible] f. 78.

[illegible] donationes [illegible] effectus [illegible] Donatio quae causa [illegible], et de multiplici ipsius [illegible] [illegible] vol. 2 [illegible] 88, f. 118 et seq.

Si [illegible] donat [illegible] causa mortis [illegible] addita, ne ad [illegible] donationem revocare [illegible] donatio [illegible] [illegible] f. 43 [illegible] vol. 5

Donationibus

Quoties duobus facta est diuersis temporibus donatio, ex his 2.dus cui tra-
dita fuit possessio primo, quamvis nudus sit titulus sine possessione. Val.
cons. 261. vol. 2. n.o 4 et 9.

Donata per consanguineos uiri sponsi non efficiuntur mulieris, sed sponsi, cuius [illegible]
[illegible] dicitur donata. Val. cons. 10. n.o 8. [illegible]
uol. i. fol. 40. [illegible]

Donatio facta Ecclesiae an [illegible] natiuitatem plurium, [illegible] Couar. uar.
resol. lib. i. cap. 19.

Donatio facta non ualet subsistente ius primum, et plures, minores et uxores;
nihilominus fallit quotiescumque fit ob bene merita, quae [illegible] obstant
discutit Menoc. de Arb. Iud. lib. 2. cent. 2. casu 132. fol. 152.

Donatio quae dicatur facta ob benemerita, et quomodo attendenda de
benemeritis eiusdem tradit idem ibi loci casu 134 [illegible]

Donatio an reuocetur ob superuenientiam filiorum
[illegible] et modicis [illegible] eodem loco casu 133.

Donatio [illegible] ex causis reuocetur elucidat Menoc. de Arb. Iud.
lib. 2. cent. 2. casu 130. fol. 152.

Donatio facta a [illegible] an sit reuocabilis [illegible] [illegible]
[illegible] Sanct. in trac. de [illegible] [illegible] 6. ubi plura
eaque pulchra [illegible].

Donatio [illegible] stipulata notario facta an possit acceptari a dona-
tario post mortem donatoris Couar. de [illegible] par. 3. n.o 13. f. 130.
col. 3. in uol. trac. [illegible] uol.

Donatio cuius quod plus ualet [illegible] L. 2. C. de [illegible] [illegible]
[illegible] lib. 4 i. gl. 18. n.o 12. f. 209.

[illegible]

Si quis renuntiavit in [illegible] [illegible] [illegible], et [illegible] in iudice [illegible] obstante tali renuntiatione [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] fidei Ias. in l. admonendi n. 161. ff. de iureiur. in 2 com.

Cessante laesio enormis in renunciatione facta a sorore ad [illegible] fratris in bonis paternis et maternis rescinditur talis renunciatio etsi iuramento [illegible] et adhibito iuramento facta fuisset, Corne in cons. 236. et cons. 291. vol. 3. Ias. in cons. 133. vol. 4. Rimi. iun. in cons. 39. lib. 1. Dec. in cons. 180. et cons. 349. l. 3. [illegible] principaliter [illegible] in cons. 379. n. 13 Dec. iun. in cons. 48. n. 23. vol. 1. [illegible] in cons. 76. n. 65. l. 6. 1 [illegible] in cons. 59. n. 5. lib. 1. et [illegible] [illegible] Mino. [illegible] et alios [illegible] in cons. 412. n. 37. vol. 5. — Idem ius [illegible] ubi [illegible] anormis laesione.

Renunciatio et [illegible] quaecumque [illegible] [illegible] iure fidei. Comiti [illegible] [illegible] [illegible] l. ulti. [illegible] [illegible] ff. de cond. indeb. l. cum pater [illegible] ff. de leg. 2. [illegible] in l. qui Romae [illegible] duo fratres de verb. oblig. Decia. in cons. 33. n. 31. in fi. vol. 5.

[illegible] [illegible] et [illegible] quae fieri solent renunciationes a feminis et [illegible] [illegible] [illegible] ut [illegible] in masculis ad exclusionem feminarum, ad notam Corne. in cons. 291 n. 6 lib. 4. Crav. in cons. 42. n. 2. et Didac. in c. quamvis par. 3. 6. 3. n. 4. [illegible] [illegible] quo de pac. in 6.

[illegible] renuntiatio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] cons. 39. ubi [illegible] [illegible] [illegible] [illegible]

[illegible] Plus [illegible]

[illegible]

[illegible] Vide [illegible] Exposito in [illegible] 67.278.73

[illegible]

Creditor [illegible]

[illegible] maritus [illegible]

Debitor [illegible] librarij [illegible] illa [illegible]
[illegible] L. in [illegible] Locati.
[illegible] ad [illegible] Lucæ [illegible] 1500
[illegible] ut ait [illegible] xx. n° 5
[illegible]

[illegible] 33.

[illegible]

Creditor q accepit [illegible] Respondeo in [illegible] libellis [illegible]
[illegible] Alex. in [illegible] 135. n° 2 [illegible] ad hoc [illegible]
[illegible] cons. 35.
[illegible] n° 12. [illegible] 45
Creditor [illegible] ut fundum [illegible]
l. [illegible] f. de [illegible] l. [illegible] ff. de [illegible] bonis [illegible]
alij [illegible]
cam [illegible] pignoris [illegible] l. [illegible] Bar.
[illegible] in pignore [illegible] l. creditor n° 3. [illegible]
[illegible] n° 2 [illegible]
[illegible] n° 15. [illegible] Hier. [illegible] 121 n° 2 fol. 134 [illegible]
Creditor si [illegible]

[illegible]

Creditor.

Creditor [illegible] celebraitz [illegible]
[illegible]
[illegible]
[illegible]
[illegible] lib. [illegible] 38 [illegible]
Creditor [illegible] lib. [illegible] 8 [illegible]
[illegible]
[illegible] 66 [illegible]

l. debitore. 4. d. [illegible] [illegible] in hoc casu lis coeptat, qd procedit in iudicio, [illegible]
[illegible]

[illegible]
Debitor dicet liberatus [illegible] debitor [illegible] lapsum annos 20. decia. in resp. 54 n. 5. vol 18. [illegible] vol 5. et [illegible] inter partes plures facta fuerint [illegible] computa, ut ibi. et qd [illegible] q simul [illegible] ibi
[illegible] 6.

[illegible] in hypotheca [illegible]
Decia in resp. 75. vol. 4. fol 504 [illegible] et seq.

Creditor si debitori suo succedit, [illegible] nihil [illegible] facto [illegible]
[illegible] nullus [illegible]
[illegible]
[illegible]
[illegible] allegata.
[illegible]
[illegible] 6 [illegible] 6 [illegible]

[illegible] debitorz [illegible] periculo [illegible]
[illegible] in resp. 55 [illegible] vol. 5 [illegible] et seq.
[illegible] succedere [illegible]
[illegible]
[illegible] Afflic. Decis. 259. [illegible] 95. ubi [illegible]
[illegible] 25.
[illegible]
[illegible] vol. 5. fol 100.
[illegible] ad [illegible] lib 2 cent. 1 casu 87. fol 11. et seq.

Creditoribus

Cedas aliquid an [illegible] alijs creditoribus in suis rebus [illegible] respondere:
in proprium eam tradit [illegible] creditori [illegible] s. H. n. cert. pet.
[illegible] an in [illegible] plerumque creditoribus alterius tradit [illegible]
tor lib. [illegible] Glo. sub [illegible] obligat. n. 11. fol. 181. col. 2.

De [illegible] et [illegible] 2dus et posterior [illegible] potest [illegible]
ad [illegible] ad nullos casus traditos [illegible] Vat. in cons. 261. vol. 2.

Calculus [illegible], et retractari potest [illegible] errore [illegible]
ri et ostendi potest usque ad 30. annos. Vat. cons. 259. vol. 2. n. [illegible]
fol. 10.

[illegible] ab alio [illegible] creditoris [illegible] [illegible]
obligationis [illegible] [illegible] 2. [illegible] 131.
f. 134.

Calculus [illegible] in [illegible]
[illegible] 43. n. 3. 4. [illegible] vol. 4. f. 179

[illegible]

[illegible] 6

[illegible]

[illegible] in alio [illegible]

[illegible]

[illegible] et [illegible]

[illegible]

Qui [illegible] laudabitur [illegible] primus [illegible]

[illegible]

[illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Datus filio arrogato à cognato, ut amicus patris arrogatoris, curat.
datus contemplat.e patris. et sic inde est acc.ia à patre effectus dict.
Rol. cons x ii lib. i

[illegible]

Filius an et quando subintrat in locum patris et admittatur [illegible] cum patruo ad avi vel alterius patrui successionem [illegible]

[illegible] ab intestato [illegible]

Si [illegible] unica [illegible] filia [illegible] et nullus [illegible]

[illegible]

[illegible] fuit tradita in matrimonium [illegible]

[illegible]

145. [illegible]

[illegible]

[illegible] succedas [illegible] patre [illegible] tanto [illegible] ut [illegible], [illegible] locato [illegible] [illegible] Dal. s. [illegible] [illegible] lantia [illegible] [illegible] s. succedit [illegible] colonis.

[illegible] succedit [illegible] patruo [illegible] patrui [illegible] [illegible] [illegible] n. 2. vol. 49.

[illegible] potius [illegible] [illegible] [illegible] [illegible]

[illegible] ex [illegible] et non succedat [illegible] succedere [illegible] non [illegible] Gabr. in cons. 55. vol. 1. f. 67.

[illegible] substitutionis gradus aliud declarat l. q. liberis in [illegible] de vulg. et pupill. [illegible] plurimis [illegible] ult. [illegible] et scribit Roma. in cons. 438. n.º 14.

Reciproca substitutio non resultat [illegible] aut verborum rat.ª aut aliqua conjectura [illegible] cas inducat [illegible] post Cast. in l. centre de vulga. Ripa in l. [illegible] nei [illegible] ita n.º 17. et 23. et ibidem Zabel. n.º 558. et 694 Mino. in cons. 85. n.º 65 [illegible] de fidei. Art. 13. n.º 4. et n.º 73.

Subst.º est stricti iuris, et non extendenda [illegible] in l. Gallus. § et quid si tantum col. 4. de lib. et posth. [illegible] in cons. 211. n.º 5. Soc. iun. in cons. 185 n.º 22. lib. 2. Crav. in cons. 161. n.º xi. et [illegible]

Reciproca facta inter [illegible] [illegible] ad [illegible] scribit Cas. in cons. 38 in [illegible] dubio facit in [illegible] nei in cons. 465. col. 2. n.º [illegible] Abb. in cons. 29 in 2.º dubio n.º 12. [illegible] de fidei. Art. 13. n.º [illegible] Trigesimus Casus.

Subst.º reciproca [illegible] collig. [illegible] [illegible] dicas induci [illegible] [illegible] [illegible] [illegible] esset [illegible] gravari non posset l. ab eo. C. de fidei. 2.do quod fuit subst.º ab ultimo [illegible] 3.º quod fuit in tota [illegible] [illegible] testator voluit [illegible] ult. [illegible] ex pluribus [illegible] tota [illegible] restituerent [illegible] [illegible] [illegible] [illegible] et in tota [illegible] ad ultimum [illegible] [illegible] [illegible] esset [illegible] [illegible] restitui posset q.º ex eo quod ultimo fit substitutio in tota, [illegible] [illegible] [illegible] inter [illegible] fidei. gravatos, ut unus alteri restituant [illegible] tota [illegible] ad ultimum [illegible] q. [illegible] substituto [illegible] etiam restituent [illegible] ex in l. titia [illegible] [illegible] libertis de leg. 2. et [illegible] [illegible] nota [illegible] [illegible] libertis de leg. 2. et in l. [illegible] nei [illegible] ita ff. ad Trebel. et in l. [illegible] C. de impub. et aliis subst. ubi [illegible] n.º 1. [illegible] dicit Mino in cons. 85. n.º 41. vol. 1. et de [illegible] lib. 4. [illegible] 62. Mant. de [illegible] ul. vol. lib. 7. tit. 5. n.º 15.

[illegible] ius [illegible] [illegible] ult. [illegible] [illegible] [illegible] [illegible] intellige [illegible] [illegible] [illegible] [illegible] in l. [illegible] [illegible] 17. ff. ad Treb. las in l. [illegible] et aliud [illegible] n.º [illegible] 134 [illegible] 663. [illegible] 160 n.º x

Int. plures in condit. positos ad contra inducend. necess. praedic.m ut scit. unus tractat. alios restituere Paul. de Cas. in cons. 289. in quaestione, qu. vertit. Ueini col. 2 lib. 2. Imo in l. centurio n.o 22. ff. de vulga et pupilla substi. Soc. Sen. in l. Gener mei § cum ita n.o 3. vers. l. Casus ff. ad Treb. et ibi Ripa n.o 29. et Zancus in 6.a par. n.o 241. Grecia in cons. 101. n.o 4. lib. 3. Sforcia Oddo de compen. dio substi. in quarta particula vers. praeterea q. dixit ad invenisse distinctiones, hos et alios multos congerit Menochius in cons. 85. n.o 43. lib. 1. et in cons. 376. n.o 25. lib. 4. et de in cons. 85. n.o 43. lib. 1. et in cons. 376. n.o 25. lib. 4. et de [illegible] lib. 4 [illegible] 62. n.o 54. q. n.o 57. extendit conditionem [illegible], ut locum habeat et si ij positi in condit.e sint ex filijs et descendentib. testatoris, allegat Rol. in cons. 54. n.o 60. lib. 4 et Zanc. in d.o § cum ita in 6.ta par. n.o 242. [illegible]

addo Soci. Iun. in cons. 116. n.o 16. lib. 2.

Subst.o tacita post mortem pluribus ad unum facta ult.o morienti, [illegible] in cons. 41. [illegible] Romanus col. 4 vers. premissis casu [illegible] obstantib. col. 1. Soc. Sen. in cons. 104. [illegible] vers. ad 2.m principale col. 3. et post eum Ripa in l. Generales mei § cum ita n.o 14. et n.o 24. plures citat Paris. in cons. 10. n.o 41. lib. 3. et [illegible] Didac. in c. Raynutius § octavo n.o 4. consl. 3. de Testam. [illegible] fallit [illegible] in al legat. [illegible] Partitanea [illegible] Pamphili. Collonien. [illegible] fol. 19 [illegible] et 1599;

Plura notatu digna [illegible] in allegat. [illegible] memoratis in mat. substitutionis [illegible]

Testator qui filios p.o loco institutos invicem substituit expresse, [illegible] [illegible] videtur in ceteris ex filijs [illegible] [illegible], [illegible] ipsi expresse ad [illegible], [illegible] substituti Crau. in cons. 130. n.o 6. vers. 3.o consideravi Soc. Iun. in cons. 100. n.o 79. vers. q. et lib. 2. Nec ob. quod idem Crau. contrarium sentire videatur in cons. 306. n.o 5. vers. 2. [illegible] in d.o cons. 306. [illegible] a Mino. q. aut a p.a opinione Crau. et Soc. Iun. ad eo [illegible] in tract. de [illegible] lib. 4 [illegible] 62. n.o 39. vers. 4 [illegible] et vers. [illegible]

Ad [illegible] foeminas tam foeminae, [illegible] masculi admittantur Alex. in cons. 134 animadvertendis col. 6. et [illegible] filij [illegible] cum filijs [illegible] Corne. in cons. 150. de duabus col. 1 vol. 2. Albericus. nus. in tract. statutis masculis Art. 5. q.e 13. n.o 11. et Soc. Iun. ultimum, [illegible] exclusas foeminas [illegible] masculos eas excludit ab [illegible] masculorum [illegible] et includit solummodo favore agnationis. [illegible] in cons. 354. incip in nomine Dni

De subst.e [illegible] vide Allegationes Partitaneas.

et [illegible] bona [illegible] ad [illegible] [illegible] [illegible] flam. de [illegible] in cons. 12 n.o 116 vol. 1

Successionib.

In Avo mño contra Consideratis masculi ob conservationē sui nois, et familiæ, in

Nepotes ex filia ad certant ꝓ anat.^e aui mñi ut inqt Bal. in

cõs. 40. sub n.º 1. uers. sed isti nepotes uol. 3. et Menoc. in cõs. 400 n.^o

51. et 52. uol. 4. quinimo

Mater ipsa ad excludē in dispone sua cōn respectū ad agnonē qa filij ad.

ie ꝓ agnat.^e sua l. familiæ ꝓ feminas, ꝓ q. ꝓ ver. seq. ita Galan

Alciat. in cõs. 8. n.º 38. lib. 8. Et qd

Dispones tam inter uiuos, qz in ultis uoluntatib. à feminis, ad eaz

succtorib. facte debeant censeri et intelligi secundum qualitates perso

lerfatis et sic ad feminini sexus fauorē, pulchrè d.^t Cephal.

in cõs. 85. n.º 26. lib. 2. quia

Mater, et auus mñus uerisimiliter aequē femininū sicut mascu

linū sexū diligunt, ut multis tum auctoritatib. tum rōn.^is

comprobat Ciol. à Valle in cõs. 16. ꝓ tot. et Graetin n.º 21. lib. 3.

motus rōe, rōe, qd uerba debeat intelligi ex codic.^e et qualitat

pson. loquentis, l. c. si ꝓ beneficio ꝓ ꝓbn. in 6. Et qd

In ultis uoluntatib. debeat colligi coniectura ex psona testatoris an ꝓ

sub. ut sexus uirilis ad mulieбris dixit ex ipso Menoc. ꝓ

coniect. ult. uol. lib. 6. tit. X. et Graetin n.º 6. ubi ex ipsa d.^t qd

mulier ad agnatione ad seminis respectū habuisse.

Successio ab intestato procedit usqz ad X.^m gradum ꝓ ult. inst. de succes.

cogna

Substitutionum mña quaet sit licessa uide Bor. q. 38 n.º 2. et 8.

par. 1. fol. 80. et 81.

Quod gradus successionis [illegible] Anton. de Rosellis in trac. de succ. ab

intest n.º 92 fol 508 et seq. in uol. trac. [illegible]

[illegible]

6.20
1.20
6.20
1860

[illegible]

... scitur registratus et descriptus in Catasto,
publico [illegible] et alia bona Principis sunt [illegible]
[illegible] feudali, Menoch. et Crumpe lib.
1. [illegible] 42. [illegible] in cons. 216. [illegible]
[illegible] mentionem facit. immo
[illegible] in feudum, [illegible] feudalis [illegible]
[illegible] Crump. 91. nº 18. et 34.
[illegible] annis facta [illegible] feudum [illegible]
[illegible] et illa [illegible] feuda
[illegible] Menoch. [illegible] Crump. [illegible]
3º Crumpe 95. num. 17.

Feudum [illegible] sit [illegible] in fideicommisso [illegible]
[illegible] disputation. concludit [illegible] c. 6. nº [illegible]
in hoc [illegible] gratis [illegible] dispositio [illegible] Princi-
pis [illegible] et ibi nº 5.

[illegible] tabula [illegible] et qualis [illegible]
[illegible] feudalaris [illegible]
[illegible] 282.

Feudum si [illegible] recipiat, nec aliud [illegible] dixit [illegible]
[illegible] et filiis suis masculis, [illegible] in authentica [illegible]
[illegible] et femina [illegible] 93.

Feudum si fuit acceptum [illegible] et filiis suis masculis [illegible]
[illegible] masculis [illegible]
[illegible] si non fuit receptum [illegible] et filiis masculis [illegible]
feminis; [illegible] masculis admittunt;
[illegible] 51. [illegible]

[illegible] feudum non [illegible] [illegible]
[illegible]
[illegible] 8.

Feudali [illegible] aestimatio [illegible] disputat [illegible]
[illegible] lib. [illegible] tit. 11. [illegible]
[illegible]

In feudo [illegible] filiis, et filiabus filij masculi prius admittuntur,
in [illegible] feminis, [illegible] in c. 1. de success. feu. et in
c. 1. [illegible] in tit. de [illegible] Abba. et in c. 1. de natu. [illegible]

5.20.0.
7 20
7 20
18 [illegible]

[illegible]

Cum aliud bonum reperitur registratum et descriptum in catastro, et registro publico [illegible] et alia bona Principis sunt descripta [illegible] feudali, [illegible] Grumpt. lib. 3. Grump. 91. num. 42. [illegible] in [illegible] 2. [illegible] [illegible] mentionem facit. immo

Res [illegible] recognitionis in feudum [illegible] feudalis [illegible] Menoch. [illegible] Grump. 91. n. 18. et 34.

Per solutionem census quot annis factam arguitur feudum [illegible] non [illegible] illa [illegible] feuda [illegible] annuus census [illegible] Menoch. [illegible] Grump. lib. 3. Grumpt. 95. num. 9.

Feudalis [illegible] in fideicomisso [illegible] ut tota disputatione concludit [illegible] c. 6. n. [illegible] in hoc [illegible] et dispositio [illegible] Princi- pis [illegible] ibi n. 5.

[illegible] pro quaternata planum [illegible] tabula [illegible] et qualis [illegible] feudalarius [illegible] tit. 28.

Feudum [illegible] recipiat, nec aliud [illegible] filijs suis masculis, [illegible] in [illegible] Arm. Phil. 93.

Feudum [illegible] fuit acceptum pro [illegible] masculis [illegible] masculis, ut in [illegible] et filius masculus [illegible] feminas. [illegible] masculis admittit. Arm. [illegible]

[illegible]

Feudali 8. [illegible] aestimatio [illegible] et Math. [illegible] lib. 9. tit. [illegible]

[illegible]

In feudo [illegible] filiis, et filiabus, filij masculi prius admittuntur, in [illegible] feminis, [illegible] in c. 1. de success. feu. et in c. 1. [illegible] etiam in tit. [illegible] Abba. et in c. 1. de natu [illegible]

Feudis et feudatariis.

Feudum tradi debet traditio fieri ad formam [illegible] manuli, quae ea potest [illegible]
[illegible] [illegible] comus [illegible] in c. i. de eo qui sibi vel [illegible] suis [illegible]
formi tradit Philippus de Regio [illegible] cons. Bal. in cons. 131. lib. 2. [illegible]
[illegible] [illegible] in [illegible] [illegible], ut ibi [illegible] in cons. 114
n.o 2. Cast. in cons. 176. n.o 2. lib. 1. [illegible] in cons. 181. n.o 2. [illegible]
[illegible] et [illegible] Mart. de [illegible] vol. lib. 8. tit. 18. n.o 6.

[illegible] de feudo ad [illegible] valet, ut scribit [illegible] in cons. 88. n.o [illegible]
et in cons. 315. n.o 38. et ita in [illegible] terminantibus [illegible] de
feudo ad [illegible] Mart. de [illegible] vol. lib. 8. tit. 18. n.o 6

Feudum antiquum [illegible] alienatum post a primo [illegible] [illegible] in
[illegible] de [illegible] et lapso [illegible] [illegible] [illegible] Bal. in cons.
57. n.o 61 vol. 3.

Bona feudalia non [illegible] particularis utilitatis [illegible]
nec pactis singulorum, quae feudi accidentia appellantur iure
traditur. Bal. in cons. 215. vol. 2. et Alex. cons. 30. vol. 1.

Hinc est, quod
Si [illegible] fecit [illegible] [illegible] de omni eo quod [illegible] [illegible] de [illegible]
[illegible] non [illegible] [illegible] quominus possit petere feudum Bar.
in l. [illegible] [illegible] ff. de pet. [illegible] et [illegible] Gallus
[illegible] ff. de lib. et [illegible] n.o 9.

Bona feudalia per alienationem non [illegible] feudalia [illegible] de [illegible]
[illegible] sint alienabilia nec possit sine investitura [illegible]
c. [illegible] in Tit. de [illegible] feud. alien. cum non [illegible] in [illegible]
[illegible] naturam ipsius feudi, Bar. in l. [illegible] 2. [illegible]
[illegible] in n.o 8. [illegible]

Investitura probat bonum esse feudale Alex. cons. 136. [illegible]

Licet feudo [illegible] aliquam [illegible], non [illegible] [illegible]
feuda [illegible] specialiter [illegible] [illegible]
[illegible] et non [illegible] [illegible] c. 1. de feud. [illegible]
in [illegible] l. [illegible] et [illegible] [illegible] appellatur [illegible]
[illegible] ut not. [illegible] in auth. [illegible] [illegible]
de sacrosanc. Eccl. et Bal. in tit. de [illegible] [illegible]
[illegible]

Verba [illegible] investiturae intelliguntur quo ad iurisdictionem, [illegible]
[illegible] et proprietatis bonorum ut per Alber. [illegible] cons. [illegible]
[illegible] cons. [illegible] in [illegible] vol. [illegible] Val. cons. 2. n.o 16. et
25. vol. 3. [illegible] vol. [illegible] 26 [illegible] sub n.o 5. [illegible]
[illegible] quod dicunt, [illegible] et in [illegible] ad [illegible]
[illegible] quo ad iurisdictionem, [illegible] quo ad [illegible]
[illegible] cons. 158. n.o 26. dicens [illegible] talia verba [illegible]
aliud [illegible] quoddam [illegible], iurisdictionem et [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] et [illegible] in [illegible] cons. n.o 5. [illegible]
et [illegible] [illegible] feudalium [illegible] [illegible]
[illegible] in feudatariis quantum ad proprietatem et bona [illegible]

Iudeis et Iudaeanis

in Iudaeis reprimatur, sed debet dari ipsis breviter Bar. in c. Iudeis Rol. a. Val. cons. 40. n° 23. vol. 3. et Paris cons. 21. n° 128.

[illegible]

[illegible] cons. 50.

[illegible]

[illegible]

Feudis, et feudatarijs.

Verba [illegible]
[illegible] et [illegible] bonis, ut [illegible] Alex. [illegible] cons.
[illegible] cons. 10 n. xi. et 12 in [illegible] a Vol. cons. 2 n. 16. et
25. vol. 7. [illegible] Aul. [illegible] 267 [illegible] sub n. 5. [illegible]
[illegible] q dicunt, ad ea [illegible] ad [illegible]
[illegible] iurisdictionem, [illegible] ad [illegible]
[illegible] cons. 158 n. 26. dicens, [illegible] talia verba nihil
aliud significant nisi quandam [illegible] iurisdictionem et superioritatem
[illegible] subire. [illegible] territorij [illegible]
[illegible] in [illegible] cons. n. 5. [illegible]
et cons. [illegible] feudalium [illegible]
[illegible] quantum ad [illegible] et [illegible]

infeudatis recipiuntur, sed debet dominus ipsum formaliter per bann. ut C. Claudit. Rol. a Val. cons. 46. n° 23. vol. 3. et Paris. cons. 21. n° 128. vol. 1.

Dominus feudi cognoscit inter litigantes de feudo c. imperiale . . . tit. Quib. feud. amitt. f. . . . id.

Clericus et monachus qualiter . . . et . . . quo casu . . . , . . . Natta cons. 60. . . .

[illegible]

[illegible] et . . . lat . . . feudorum . . . quod . . . [illegible]

[illegible] 3 . . . 8 . . . / 1° . . . [illegible]

[illegible] . . . Concertans . . . [illegible]

[illegible]

Et [illegible] pollet emphyteuta [illegible] ut limitatio seu coloni ad declarandum, seu ostendendum quare solvat, et emphyteuta [illegible] et dicat [illegible] solutionis et solutionem [illegible] dicere, quod solvat [illegible] plurimis [illegible] meliorum [illegible] habet illud ostendere [illegible] in terminis. Sensit et voluit [illegible] in [illegible] 3. n. 6. [illegible] [illegible] C. [illegible] [illegible] [illegible] ostendendum facultates [illegible] tot [illegible] in [illegible] [illegible] et talia [illegible] multi dicunt [illegible] et plura alia, [illegible] dicit [illegible] Bar. [illegible] in pluribus locis [illegible] ad [illegible], ut [illegible] in Rub. [illegible] [illegible]. [illegible] illud [illegible] distinguendo [illegible] [illegible] [illegible] bona [illegible] in emphy[illegible] in illa [illegible] limitatio, ut in [illegible] emphyteuta [illegible] ipsa [illegible] et [illegible] dubium [illegible] [illegible] agatur de facto [illegible] [illegible] n. 15. 16. 17. [illegible] [illegible] in l. si [illegible] [illegible] ubi multa [illegible] [illegible] solutione [illegible] solvat [illegible] [illegible] fuit sibi soluta, [illegible] ignorantiam causam, quae forte [illegible] [illegible] firmatam conclusionem [illegible] in [illegible] emphyteutae.

[illegible]

[illegible]

tal auct. nō iudicatę in curia Romana, et reliquis sum-
mos Pontifices.

[illegible]

[illegible]

[illegible] ad cohinagit. [illegible]

[illegible] Emphyteota [illegible] et [illegible] ut [illegible] [illegible] ab [illegible] multe [illegible] Ias. in L. 2. nº 88. ff. d. iur. emphy.

[illegible] emphyteota [illegible] clausola [illegible] Ias. [illegible] nº 181. & seq. ff. d. iur. emphy.

Impossibilitas excusat emphyteutam q. nō pot solui [illegible] inopia Bal. in c. Potestas, d. [illegible] Rol. in cons. 73. nº 28. volum. [illegible]

Soluens [illegible] emphyteuta si [illegible] nō sit emphyteuta [illegible] probandi incumbit [illegible] tradit Ias. in L. in emphy. nº 173. ff. d. iur. emphyt.

Emphyteota incidens arbores pot expelli ex [illegible] auct. [illegible] loquens in emphyteota ecclesie [illegible] et in emphyteota priuati [illegible] Saly. Pau. d. Cast. Alex. [illegible] et alios in d.ª auth. [illegible] cos. 58. nº 4 [illegible]

Immo nō solus pot expelli [illegible] meliorationes et amittit [illegible] determinat ex [illegible] auct. [illegible]

Annui redditus nō posse licite constitui cū pacto redimendi ad libitū emptoris [illegible] vol. lº 3. cap. 9. nº 4. et [illegible] d. Boccatijs in trac. d. censib. par. 3. nº 27. [illegible]

[illegible]

[illegible]

S[illegible] iniuria [illegible] [illegible] [illegible]
[illegible] Civi Civitati [illegible] [illegible]
illata [illegible]
[illegible] in [illegible] facta [illegible]
[illegible]
et fam. [illegible] iniuria [illegible]
[illegible]
[illegible] ex [illegible]
[illegible]
[illegible] plura in [illegible]

[illegible]

Iniuria [illegible] [illegible] dato [illegible] ab eo [illegible]
[illegible]
[illegible]

[illegible]

Iniuria facta uni respicit om[illegible] de eius familia, aut cognatione [illegible] [illegible] n.º 3. fol: 46.

[illegible] pulchro [illegible]
[illegible]
[illegible] posita.

[illegible]

[illegible] valent [illegible]

[illegible] sed adu[illegible]

[illegible]

[illegible] et sic [illegible]

causa [illegible]

[illegible] citatio aut [illegible]

[illegible] particular[illegible]

[illegible] tali [illegible]

[illegible] valida [illegible]

[illegible] appellatio [illegible]

[illegible]

[illegible] nusquam [illegible]

Citatio [illegible] * [illegible]

[illegible]

[illegible]

[illegible]

... cū [illegible] ad convariat, [illegible]

[illegible] 25. ubi pulchra [illegible] loquend[illegible] [illegible] campana[illegible] [illegible]

[illegible] clericus, [illegible]

[illegible]

Molendino destructo, nec eo intra annum refecto, amittitur Ius ducendi aquam, nec datur in integrum restitutio. Menoch. de retinen. poss. 9.32. remed. 6. n. 150. fol. mihi ibi

[illegible]

[illegible]
[illegible]

S

... [illegible] ... malet: [illegible]
... [illegible] ... administrat[illegible]
... [illegible] ...
... [illegible] ...
... [illegible] ...

... [illegible] ...

idem num. [illegible]
S [illegible] lata sup compromisso generali [illegible] et quod [illegible] in omni
[illegible] in sua Tract. [illegible] Gl. [illegible]
[illegible] potest [illegible]
... [illegible] ...
[illegible] in for. lib. [illegible] Gl. Pom[illegible] num. 4 [illegible]
... [illegible] ...
... [illegible] ...
[illegible] extendit altera [illegible]
[illegible] l. 2. C. [illegible] in l [illegible] ff. [illegible]
... [illegible] ...
... [illegible] ...
[illegible] collusione lata posse [illegible] quod [illegible] opposuit [illegible]
[illegible] aut alter [illegible] Bal. in l. [illegible]
[illegible] in l. [illegible]
[illegible] ff. de donat. inter virum [illegible] ibi [illegible]
[illegible] argumentum ad revocationem [illegible]
[illegible] fraude [illegible]
[illegible] illicitus et iudicialis [illegible]
Bar. in l. [illegible] col. 3 [illegible]
[illegible] et dixi [illegible] in [illegible]
[illegible] subiciat.
S [illegible]
potuit [illegible] Bar. in l. [illegible]
[illegible]
[illegible] 69 [illegible] ff. [illegible]
[illegible]
[illegible]
[illegible]
[illegible] l. [illegible] 23. ff. de [illegible]
[illegible] salvari.

Sententia

Sntia lata ...

Sntia diffinitiua si ante partes concordant quod reuocetur, in hoc casu possit iudex reassumere causas Pau. de Cast. in l. qd iussit ff. de re iud. ...

Sntia interlocutoria per iudicem, a quo est emanata reuocatur Bar. in l. qd iussit ff. de re iud. ...

Sntia lata contra ... causa ... Cran. cons. 182. nº 8.

Sententijs.

Sententia lata ante vel post publicationem valet et in causis ordinarijs, qua utitur ad dictum cons. et constitutionis sed cons. in sententia non est [illegible] difinitionem [illegible] appellari [illegible] ad gravamine. [illegible] quam lata sit causa cognita qua [illegible] iudici publicati [illegible]. Praeterea [illegible] fuissent examinati [illegible] alterius iurisdictionis qua ibi esset commorabatur et [illegible] tradita [illegible] fuisset sibi transmissa dicta [illegible] bene sententia, [illegible] nulla quam lata [illegible] in [illegible] libellus n° 17. [illegible]

Sententia [illegible] conformi libelli in ca. ordinaria [illegible] in Clem. [illegible] libellus n° 19. [illegible] seq.

Sententia [illegible] appell. [illegible]

[illegible]

alios [illegible] n° 80.

[illegible] executioni [illegible] 55. 59. 77

[illegible]

[illegible] iurisdictionis [illegible] consilio

et in d° cons.

[illegible] lata [illegible] in cons. 40.

[illegible]

Sententia nulla [illegible] confirmari [illegible]

Sententia lata [illegible]

[illegible] 50. [illegible]

Sententia [illegible]

[illegible] probat [illegible] indicatam [illegible]

Sententia [illegible] indicatam [illegible] in sententia [illegible] 108. n° 2 ubi [illegible] n° 47. [illegible]

Sententia [illegible] appellatam [illegible] ad appellat. [illegible]

Nullitas [illegible] opponi [illegible] usque ad 30. annos

[illegible] nullit. f. 224. n° 33. [illegible]

[illegible] alia [illegible]

Sententia [illegible] ad [illegible] appell. [illegible] in [illegible] 20.

Quidam domum faciendam ab aliquo conduxerat. deinde operis
parte effecta, casu fortuito cecidit aedificium periculo
ad dominum, et locatori spectat. l. Martius. ff. locati.
Medicus ab infirmitate quadam promisit aliquem eximere
et liberare, et mediante libratione: transacto autem certo tempore
in eandem infirmitatem recidit ille, quia simul fuit liberatus,
et ideo agit contra medicum ut liberet eum. et datur
actio ex conducto quia non extinxit angustias infirmitatis
sed cessavit tempore, quod iuris sit locatum. l. 2. ff. si. l. Martius. ff. locati in meis. Et colligitur...
[illegible]

Conductoris

Conductor [illegible] et [illegible] [illegible] quorum [illegible] [illegible] loc. [illegible] loc. [illegible]
[illegible] [illegible] [illegible] f. [illegible] 90. et [illegible] et [illegible] [illegible] 64.

Conductor q. ad [illegible] [illegible] [illegible] in [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] in locatione ex ita ca[illegible]
[illegible] [illegible] [illegible] opposuit [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 586. [illegible]
quanto [illegible] [illegible] [illegible] ut posset [illegible] [illegible] [illegible] ad [illegible] [illegible]
[illegible] ulla sit conductio [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

[illegible]

Privilegium [illegible] quod ad [illegible] transeat [illegible] in l. [illegible] num. l. et 3. [illegible] mat.

Privilegium [illegible] et [illegible] et [illegible] quod transeat ad [illegible] et ad [illegible]
l. [illegible]

Privilegium quod in dubio [illegible]
l. [illegible]
in l. [illegible]

[illegible] poena [illegible] adiiciatur minor [illegible] privilegia [illegible] cumulat lud. [illegible] in l. [illegible] col. [illegible] in l. [illegible] col. [illegible]

[illegible]

[illegible]

Quilibet magna [illegible] Sal. [illegible] l. prudiciores [illegible] multa [illegible] legalis nobilitas [illegible] Campegius [illegible] 63. n. 5.

Bal. [illegible] ignorance [illegible] a laurentijs dec. 3 [illegible] 6. [illegible] 50. [illegible]

[illegible] poena [illegible] 55. [illegible]

[illegible]

[illegible] fol. 49. [illegible]

Quas auctoritates possint allegari [illegible] fol. [illegible] com. [illegible] n. 58. [illegible] nunc sufficiant fol. 684. et 999.

[illegible] doctoris [illegible] libellus [illegible] 24. [illegible]

[illegible] Canal. in dec. 34. n. 20. f. 132

[illegible] oraculum [illegible]

Privilegijs.

Privilegij causa, ac l. a tramite iuris declinari, cum favorabili causa
ita demum debet favor exhiberi, ut alijs iniuria non fiat Mant. [illegible]
de iud. lib. 3. tit. 19. n. 10.

Q' fine doctoris ubi cendriactis non [illegible] madent L. falsa. Tirana. [illegible]
tit. [illegible] cons. [illegible] n. 7. f. 22.

Doctorum auctoritas ubi [illegible] lex plena [illegible] l. si [illegible] ff. [illegible]
ubi Ang. [illegible] istut [illegible] in c. inovandi [illegible] ele.

Glossa laudem [illegible] Rol. à Val. in cons. 14. n. 39. 40. 41. 42. 43. et 44. [illegible]
Verba illa collata in doctoratu, scilicet do tibi licentiam legendi, interpretandi
sunt sumpta ex l. i. C. [illegible] de offes. q. in ur. Constan. lib. 12. et
operamq; ut possit [illegible] publice facere, quod alias ei non liceat, ut
[illegible] L. i. et L. i. C. de stud. lib. lib. 12.

Doctori et [illegible] auctoritatis [illegible], quia [illegible] in al. [illegible] R. [illegible]
[illegible]

[illegible]
[illegible] castis et [illegible]
[illegible]
Bal. in l. [illegible] nobis in 3. col. [illegible]
[illegible] exit [illegible]
[illegible] 33.
[illegible]
[illegible] Bal. in l. [illegible] C. ad l. [illegible] 4. [illegible]
[illegible]
[illegible] putas [illegible]
[illegible]
[illegible]
[illegible] notanda [illegible]
[illegible] Arro [illegible].
[illegible] et pupillorum [illegible] et [illegible] ca [illegible]
bilis et informata [illegible] afflicta, iux. illud
[illegible] 47. [illegible] et viduitas [illegible] afflictio:
[illegible] viduarum [illegible] 164 [illegible]
[illegible] orbata [illegible] illud [illegible] 12. [illegible]
[illegible] quos [illegible] Salvator et Matt. 23. [illegible]
nobis. Sc. [illegible] Pharisei hypocritae [illegible] viduas.
2.º [illegible], qa [illegible], [illegible]
erant [illegible] 6. [illegible] et [illegible]
[illegible] 32. [illegible] et [illegible]
[illegible] manu calumniatoris [illegible] pupillum et viduas [illegible]
[illegible] oppressi [illegible]. 3.º [illegible]
Viduas [illegible] ex [illegible]
quod aliquando [illegible] attendi, [illegible]
pupillis et aliis miserabilibus personis ut [illegible]
[illegible]
[illegible]
[illegible] 05 [illegible]
[illegible]
[illegible] miserabili [illegible] nobilis
[illegible] Advocatu,

Solu[illegible]
[illegible]
C[illegible]
m[illegible]
C[illegible]
Codd[illegible]
[illegible]
Cod[illegible]
[illegible]
Colon[illegible]
[illegible]

Soluit ... affectus ... colonus ... in l. ... C. de Agric. et cens. lib. xi. et ... C. de ... qualis ... solutio ... aut ... in l. ... annis. C. de ...

Coloni ... Caroc. ... et ... fol. ...

Colonus ad ... tempus ... locator ... ut ... par 2. ... f. 5.

Colonus ... ob ... solutam ... satisfieri ... attinet ... et industria ... 84 n. 48 f. 353 vol. 4

Obli[illegible]

[illegible]

[illegible]

[illegible] [illegible] radii [illegible] [illegible] [illegible]

[illegible] [illegible]

[illegible] communi [illegible] mariti [illegible] Vide [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] XV [illegible] [illegible] [illegible] mulier [illegible] [illegible] XVI [illegible] mulier [illegible] [illegible] alius [illegible] [illegible] comodo [illegible] mulier [illegible]

Uxor [illegible] maritali [illegible] [illegible] auth. [illegible] nup. [illegible]

[illegible]

Uxor privilegium dignitatis, et nomen recipit a viro, insequi[tur] conditionem, [illegible] in tit. de feud. lib. [illegible] ubi et alia de uxore [illegible]

Uxor [illegible] mariti [illegible] facit [illegible] [illegible] spoliata uxore [illegible] [illegible] et ibi [illegible]

Uxor [illegible] ad [illegible] restituenda [illegible] apostoli [illegible] [illegible] vol. 5. f. 219. [illegible] vol. 4. n° 9. f. 130. [illegible]

de uxore [illegible] ibi [illegible]

[illegible]

[illegible] in tali [illegible]

[illegible] libere [illegible]

[illegible] instrumento [illegible]

[illegible]

[illegible] vindicat [illegible] non pot [illegible]

[illegible] Rom. [illegible] quem.

[illegible]

[illegible] factz [illegible] usurarius generalis talis confessio [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] [illegible] et [illegible] actu.

[illegible] partis [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] parte facit [illegible] [illegible] [illegible] et [illegible] [illegible] [illegible] immo tollit omnes [illegible] [illegible] indiciali [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] publica [illegible] factum [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in privato, [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] loco [illegible]

Per [illegible] [illegible] [illegible] inducitur confessio [illegible] [illegible] in l. [illegible] [illegible] 145. [illegible] [illegible] [illegible] [illegible] [illegible] ad obligandum [illegible] ad liberandum

Confessio [illegible] [illegible] cons. 54 [illegible] vol. 5. [illegible] 144. [illegible]

[illegible] facta [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] index [illegible] [illegible] confessionem [illegible] [illegible] [illegible] [illegible] [illegible]

Confessio [illegible] facta [illegible] [illegible] liberatur [illegible] [illegible] [illegible] [illegible] cons. 55 [illegible] [illegible]

In confessione [illegible] [illegible] [illegible] [illegible] nisi [illegible] [illegible] [illegible] cons. 109 [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] facta confessio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in una distin. [illegible] ad [illegible]

Geminata confessio, facta diversis temporibus, removet deliberatam voluntatem, cons[?] quod nihil opponi. Rot. decis. [?] 55. n.º 7. vol. 5. f. 188.

Confessio cum aliqua qualitate adiecta debet vel in totum acceptari, vel in totum reiici, Mino. de Arb. Iud. lib. 2 cent. 1. casu 93. n.º 24. et 25. ubi et limitat.

Si reus ab initio confessus fuit, et postea post torturam confessionem [illegible], sed [illegible] non, qua illam confessionem in [illegible] [illegible]. [illegible] in decis. 43. n.º 13.

[illegible]

strumentu[m] [illegible] esset an[illegible] [illegible] in [illegible]
adu[illegible] [illegible]

[illegible]

[illegible] in quo [illegible]
[illegible]
instru[illegible] ut sit [illegible] [illegible] [illegible]
[illegible] instru. [illegible] tabula lib. x. et [illegible]
[illegible] instru. 4. [illegible] fallit in instru[illegible] [illegible]
[illegible] celebrato. A[illegible] 64 [illegible]

[illegible]

[illegible] mortuus [illegible]

[illegible] cons. 274. n. 4

[illegible] cons. 54. n. 10.

instrum. publicum [illegible] notarii [illegible] tacit [illegible]

[illegible] traditos [illegible]

[illegible] relatos [illegible] ibid. n. 84. [illegible]

[illegible] instrum. [illegible]

[illegible] proculli [illegible]

[illegible] ad aliud [illegible] 75. num. 18

[illegible] 4. [illegible] fol. 103.

[illegible] [illegible] municipalis [illegible]

[illegible] ad admittend. [illegible]

[illegible] n. 35. [illegible]

[illegible] ad aliud [illegible]

[illegible] 4. [illegible]

Principij [illegible]

[illegible]

[illegible]

[illegible] facile mutari [illegible] solemnit[illegible] [illegible] Antonini [illegible]

Ratificatio [illegible] Tabell. Crau [illegible] n° 11

Solemnitas [illegible] et [illegible] [illegible] antiquas [illegible] [illegible] 26 [illegible] 50 [illegible] vol 1.

Solemnitas [illegible] et [illegible]

Solemnitas quæ ex diuturnitate [illegible] [illegible] 45. n° 44 vol. 5. [illegible] alijs 4° [illegible] 1597

[illegible]

Res ma [illegible] sibi obligat. l. [illegible] [illegible] offi[illegible]
[illegible] cl. ff. [illegible]

[illegible] in ba[illegible], [illegible] clam aut [illegible]
[illegible] aliqd [illegible]
[illegible] ibid.

Res ad [illegible] ut pulchri [illegible] Bar. [illegible]
[illegible]

Bona [illegible] singularis alienari nō potest [illegible] enumeratione
[illegible] Rol. in cōs. 08. nº 46.

[illegible] aliqua causa [illegible] ad [illegible] obligari [illegible]
[illegible]
[illegible]

[illegible] notes [illegible], atq quã [illegible]
[illegible] Alex. in cōs. 43. nº 4. et ii. vol.

[illegible]
[illegible] antidoralis quamplurib. ac [illegible] tractat [illegible]
[illegible]

Obl[illegible] [illegible] in cōs. 2
[illegible] ubi [illegible]

[illegible] dividere [illegible] in [illegible]
[illegible]. discutit Gaspar Cabal. in trac. [illegible]
nº 63. [illegible]

[illegible], seu [illegible] nō valet. l. 2. §. [illegible] [illegible] fol. [illegible]
[illegible] in [illegible] 40. nº 18. f. 143. vol. 5. [illegible]
[illegible] examinatur p. Bar. in cōs. 21. vol. 3

obligationibus.

1 obligationis facti regularis succedit obligatio ad interesse [illegible] [illegible] ad factum Neg. [illegible] et Esposte 2do mem. 2da par. nº 8. [illegible]

3º etiam [illegible] et [illegible] [illegible] [illegible] [illegible] [illegible] obligationali [illegible] sed

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 4. fol. 306.

[illegible] [illegible] et qui in ea [illegible] [illegible] 2. mem. 2. par. [illegible]

De ludis et de quamplurimus ... circumstantiis vide p. ...
nedum in tractatu de Arbitr. sed ubi in indice ...
Aleae ludus ... a ... damnatus l. fi. C. de relig. et sumpt. fun.
et ibi illud prohibit Imp. tam in publico, quam in privato, et
particulari loco immo ... licet in ... 50 annorum
... id quod amiserit ... tributa facul-
tas, sed et eius ..., ... actionibus et
... contra ... fisco. et Ulp. in ... de alea
lusu, et aleatoribus ... fuisse ... concertum ... iaci
tur apud Romanos, ... in ... ...
domi suae aleatores ludere permittebant in ...
... urbis ... illarum ... damnum dabat,
et furti. Et Ulanus ... puniebant illud, quod ...
... aliterius pecuniam ad ludendum ...
Bar. in l. si quis cum sciret, in fi. ff. ... nullus
... aleatoris ... ac ideo.
... in l. si filio fam. ...
... quae ... dat ... in l. l. in ... in l.
fi. ff. ... alia ... quod si quis alteri pecuniam mutuat ut
... ludat, ... actionem ... Vide plura per
Abb. in c. clerici ... et ... clerici.
Si quis ... pila in ... manum ... et si
... tonsor ... aditus ...
... sive ... ad ...
... in l. ... Mela, ff. ad l. Aquil. ubi ...
... tonsor ... ubi in ...
... et ubi traditur ... ut ibi ... sive ...
... ubi ... in ... stabile
Vide in ... Clar. in § ludus ... pag. 38
... ... appellantur ... licitus ... bi
... ...
De ludo aleae ... Gom. ... ...

Additiones [illegible]

Maritus [illegible] uxori [illegible] [illegible] uxori [illegible]
[illegible] sol. mat. [illegible]
[illegible] alimentarii uxori [illegible]
[illegible] uxor [illegible] obligata, alimentis [illegible]
Maritus [illegible] alimenta uxori [illegible] dote: [illegible]
[illegible]
Privilegium, ut maritus conveniatur [illegible] quam [illegible] possit [illegible]
[illegible] maritus [illegible]
Maritus, quod dicat transeuntes, [illegible] conveniatur [illegible]
tale transeunt intelligatur, pluraque alia [illegible] tradit ad [illegible]
[illegible] Bar. in l. maritus [illegible] sol. mat.
Maritus [illegible] dotis [illegible]
[illegible]
[illegible] mulier num. 8. sol. mat. [illegible]
[illegible]
[illegible] Bar. in l. [illegible] ad l. [illegible]
[illegible] tradit Alex.
[illegible]
[illegible] 6
[illegible]
[illegible] comparatione [illegible]
[illegible] dicat [illegible]
[illegible]

Maritus.

Etiam res tradita non est mariti, tradita [illegible] quotidiani se ut
illam d[e] co[n]tr[ahe]r[e] xl. vol. lib. 12. tit. [illegible]

[illegible]

Pacta ad observanti ad observantur, [illegible] de hoc [illegible] lectura sup. in tit. de conducto
col. i. [illegible] Conductor [illegible] xx.
Pactu aliquid recuperandi [illegible] faciendi, [illegible] in auctore [illegible] [illegible]
[illegible] lib. i. [illegible] [illegible] [illegible] consuetudini [illegible]
[illegible], [illegible] [illegible] in pacti [illegible] consuetudo [illegible] [illegible]
[illegible] consuetudo [illegible] [illegible] [illegible]
Pactum [illegible] [illegible] ex intervallo adiectum [illegible] [illegible] [illegible]
Pactum [illegible] in dubio ad [illegible] [illegible] pacto [illegible], et
Pactum [illegible] ad [illegible] [illegible] contractus, Gabr. in cons. [illegible]
vol. i. fol. 21.
Sentencia [illegible] de Pacto ad [illegible] [illegible] [illegible] pacto in [illegible] ad [illegible]
[illegible], ut ibid. in d. cons. 21.
[illegible], [illegible] [illegible] pena [illegible] [illegible] [illegible]
[illegible] [illegible], et [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] ff. de usucap. [illegible] ff. [illegible] dote

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible] .xx. ut .xxx. [illegible] quoddam [illegible]

[illegible]

[illegible] aliquid [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]
[illegible] infirmando in l. i. n° 70. ff. de offi. [illegible] Et [illegible]

Tabellio ex mand° iudicis nolit conficere Instrum. de eius regalis, et a tabellionatus officio removeri [illegible] [illegible] punitus [illegible] [illegible].
Aret. Prob. 8.

[illegible] tanquam tabellio cum non sit, [illegible] [illegible] falsi [illegible] [illegible] Bal. in [illegible] 16. [illegible] Tabellio [illegible] post privationem a Tabellionatu celebrat tanquam tabellio instrumentum [illegible] poena mortis, ita sing. Bal. in l. [illegible] C. de aquaeduc. lib. XI. [illegible] adaptat, [illegible] alias fuit tabellio, [illegible] [illegible] [illegible] in aut. [illegible] [illegible] [illegible] [illegible] xxxv [illegible] fuit Tabellio cum aliis [illegible] [illegible] ibi [illegible] [illegible] Aret. in Prob. 75

[illegible] antiquitatis temporis ultra annos [illegible] [illegible] notariatum [illegible] [illegible] [illegible] valuerit ipsius Notarius [illegible] 14 [illegible]

[illegible] [illegible] officium, ipsumque [illegible] dicit nobilitatem. [illegible] 163. [illegible] fol. 152.

[illegible] [illegible] [illegible] [illegible] Gabr. in [illegible] 58. n° 50 vol. i. f. [illegible]
[illegible]

[illegible] [illegible] [illegible] clara [illegible]
[illegible] n° 5.

[illegible] Bal. [illegible]
[illegible] 61. n° 10. vol. i. f. 44.

[illegible] Tabellionis [illegible] fidem [illegible] in [illegible] 146. n° 14. f. 154. col. 4.
Nobilitas [illegible] notariatus [illegible] 163. n° 1. vol. 152.

[illegible]
[illegible]
[illegible]
[illegible] m.
[illegible]tis.
[illegible] faln
[illegible] 16.
[illegible] prius
[illegible]lla
[illegible]xi.
[illegible]
[illegible] supp
[illegible]aur.
[illegible]rob 75
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible].bu
[illegible].ibi.
[illegible]14.

[illegible]

par. in l. [illegible] quos [illegible]

Clausulae, et dictionis [illegible] limitatione [illegible] quae [illegible] attribuuntur, [illegible] E [illegible] alioqui officeret [illegible] [illegible] et adver[illegible] da. ut [illegible], et contradictione [illegible] judicium [illegible] [illegible] vol. lib. 3. c. [illegible] 177. n. 5. f. 555.

[illegible] pl. [illegible] petere [illegible] [illegible] et [illegible] bonis pet[illegible] [illegible] [illegible] condere [illegible] alias [illegible] [illegible] Gabr. in [illegible] [illegible] tur [illegible] vol. 1. f. 76. ubi [illegible]

De clausula [illegible] plus petere latissime tradit

[illegible]

[illegible] subditi [illegible] audiat [illegible]
[illegible]
[illegible] litteris [illegible]

Observandum [illegible]
[illegible] illi accusato in prohibitis [illegible]
[illegible]
[illegible]
Poena proditoris [illegible] Caravita [illegible]
Vide [illegible] prohibitio, ubi poena [illegible]
Poena ad loca ubi [illegible] licentia. Carav. [illegible]
[illegible] mulctam poena [illegible] Menoch. de Arb. Iud. lib. 2.
cent. 4. casu 326. fol. 215
Amore [illegible] qua poena puniatur [illegible] Menoch. ubi
sub casu 328. f. 216.
[illegible] ordinarias [illegible] obtenta [illegible] Menoch.
de Arb. Iud. lib. 2. cent. 4 casu 329. fol. 216. [illegible]
Quomodo puniantur iactantes [illegible] criminis [illegible] indicium.
Vide ibi casu 331. fol. 217.

Adw[illegible]

Solu[illegible]

Solu[illegible]

Debiconsk[illegible] ... Suspensib[illegible]

Si consignatio pecuniae fiat in bursa, sive sudario ipsa pecunia ad oculos, no sufficit, sed debet ipsa pecunia exhiberi, et numerari. Bar. in l. cum tenemus ita ff. de condit. demon.

Adverte quod solutio sine mutatione status [illegible] [illegible] ... Bar [illegible]

[illegible] ... quo casu licet ... monasterium nō potest solui ... ad exactionem ... [illegible]

Solutio [illegible] ... facit Communi solutionem ... aliis ... [illegible] ... 105. n.° 3. vol. 3. ... limitat ... Soluens ... partem ... Decis. xiii. n.° 11.

Solutio in ... [illegible] ... obligatus ... vol. 2.

[illegible] ... conditionem suam fecit [illegible] ... [illegible]

[illegible]

Soluta sorte cessat remissio usurarum. Menoch. de arbitr. lib. 3. cas. 113. fol. 215. vide etiam Gloss. in Indice in verbo Sorte.

Soluisse creditor quod ubi potuit, et partem tantum ubi soluit, integram solutionem presumitur, sicut diximus, quod

Partis agnitio agnitionem totius. sed qui soluit partem non videtur soluisse totum, ideo potest agi ad residuum. Aff. decis. 13. n.° 20. et 21. vide ad hoc decisionem Barb. in cons. 9. n. 8 vers. Interea faciat col. 5. fol. 22 vol. 3.

Solutio ... inponat numerorum ... ubi ... Natta in cons. 344. n.° 1 par. 2.

Solutio non potest fieri cum dando in solutum immobilia, nisi prius tradat ... Nat. ubi sup. n.° 6. et ... Sub. ... respons. ...

Solutio ... fieri ... in alterius ... 117. n.° 4 fol. 130. col. 4

De hac mat. ... notab. decis. Appi. 13. ubi plures casus ... et notanda.

Curator administrans bona sue debitoris presumitur, ubi soluisse, quod et in tuum peculium ... ubi ... n.° 16. Crau. cons. 129. n.° 5.

Debitor ... presumitur solutio ... creditor creditori soluit. Vide eundem Crau. d.° cons. 129. n.° 9.

Interia ... tendantis ... loca et tempora. L. Curia ... ff. de L. falcid. et L. ... ff. de eo quod cer. loco ubi dicitur quod ... rebus per singulas Ciuitates ... uni, ... et in estimatione et ... locus ... contractus, ubi ... solutionis L. ... de ... in ... ff. de action. emp. et ubi ... locus solutionis, ibi partes contraxisse videntur. L. contraxisse ff. de action. et oblig. Vide ... in L. minus n.° 12. ff. si cert. pet. ubi et ... mat.ª tractat ponit notab. quaestionem ... vendidit ... certo pretio in Ciuitate ... tor allegabat ... in ... et ... ditionem fuit dubitatum in estimatione istius ... cuius loci estimatio attendi debeat et dicitur fuisse determinatum ... estimationem ... cum fuerat ... ibi locus solutionis, ibi partes contraxisse ...

Cui ... aut recipit ... integram ... satisfactum ... tradit Nat. cons. 102. n.° 6. dicens quod quotiescumque ... et ... creditori aliquam certam summam ... residuo ... totum debitum fuisse solutum, ut per Bal. et ... C. de ... Alex. in L. 2. in ult. verbis C. de ...

[illegible] ... per ... ad ... lib. ... Bosq. ... 231. fol.

Cum ... in ...

[illegible]

[illegible] f. 13.

Securitas

[illegible]

... habitationis ... causa ... [illegible]

[illegible] ... [illegible]

Si quis pro aliquo in 100. fideiusserit, et postea alius dicat, ego fideiubeo in illis, [illegible] prior fideiussor promisit, [illegible] fideiussor [illegible] obligatus in centum, sicut [illegible] [illegible] [illegible] Bar. not. [illegible]

Fideiussor proprie [illegible] qui promittit certum [illegible] fideiussor [illegible] [illegible] [illegible] obliq.

Potest [illegible] obligatione [illegible] plus adducit [illegible] obliq. [illegible] promittit in [illegible]

[illegible] proprie fid[illegible] [illegible] [illegible] qui fideiussor proprie [illegible] qui promittit certum, ut [illegible] notabile [illegible] [illegible] [illegible]

[illegible] executio [illegible] promittit sub condi[illegible] [illegible] adiudicandum [illegible] executi[illegible] [illegible] [illegible] in Gall. [illegible] notabili [illegible] [illegible] assignat [illegible] in fideiussore[illegible] [illegible] in [illegible] alius [illegible] beneficio [illegible] fideiuss[illegible] [illegible] [illegible] [illegible]

Fideiussor [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] promit[illegible]

[illegible]

[illegible]

et [illegible] a [illegible] [illegible] [illegible]
[illegible]
[illegible] adversa [illegible]
[illegible] in beneficii [illegible]
et [illegible] obligati [illegible]
[illegible] ampliat [illegible]
[illegible] adhuc [illegible] liberat
[illegible]
[illegible] ab [illegible] adducit [illegible]
[illegible]
[illegible]
ad solvend [illegible] in beneficii [illegible] permittit [illegible]
[illegible] 1012 [illegible]
[illegible]

[illegible]

[illegible]
[illegible] solvend [illegible] liberatq [illegible]
[illegible]

Fideiussor ~~[illegible]~~

Fideiussor idoneus ad est caudicus, et litigiosus, et is q nimis [illegible] potens. Natta in cons. 143. n.° 10. Clar. 108. vol. 1.

Emptori timenti d evict.e an [illegible] dari fideiussorem, et quo casu tradit Pap. in for. lib. in ca. [illegible] in Gl. Promittas n.° 5. fol. 153. [illegible]

[illegible]

[illegible] n.° 14. [illegible] f. 43. vol. [illegible]

[illegible] fid. estimat et [illegible] [illegible] stipulatus sit [illegible] oblig.

Fideiussor minoris obligat. l. 1. et 2. C. d. fideius. mino.

[illegible] iudices [illegible] fideiussor ad [illegible] Menoch. d arb. iud. l. 1. q. 51. n. 12. fol. 33. col. 4.

[illegible] tradi. Bar. in l. [illegible] [illegible]

[illegible] Bald. [illegible]

Mandans [illegible] aliquod mandatario, cui res illa sit cum alijs
comis, [illegible] aliorum portionibus [illegible] [illegible], [illegible] quoque [illegible]
mandanti traditum? [illegible] hoc est [illegible] [illegible] in [illegible]
[illegible] in l. si fundum ff. mandati.

Emptio et venditio [illegible] [illegible] [illegible] [illegible]. [illegible] de loca.
et conduc. in [illegible] et in [illegible] tit. de contrah. empt. et l. i. ff.
locati

Emptio et venditio cum locat. et conduct. [illegible] l. 2.
ff. loca. inst. de loca. et conduc. in [illegible]
[illegible] ablata [illegible]
[illegible] fall[illegible] [illegible]
[illegible] venditori [illegible] [illegible]

Emptionis et venditionis [illegible] [illegible] contractus [illegible]
[illegible] fall[illegible] [illegible] 39.
[illegible]
[illegible]

[illegible] mala fide [illegible]
[illegible] Bald. [illegible]
[illegible] fol. 104

Emptor [illegible] [illegible] matrimonio [illegible]
[illegible] vel [illegible] [illegible] 20 [illegible]

Emptor [illegible] venditoris [illegible]
[illegible] [illegible] [illegible] [illegible]
f. 258. [illegible] 116. ubi remittit [illegible] ad [illegible] Bal.

[illegible] alias

[illegible]

[illegible] Consideratis [illegible] nullitatibus [illegible]

Nullitatis exceptio f. 295 [illegible]

[illegible]

[illegible] generaliter [illegible]

[illegible]

Euictionibus.

Si venditor promittat de euict.e [illegible] in [illegible] [illegible] [illegible] [illegible] le casu [illegible] voluntate [illegible] [illegible] dicitur [illegible] locu [illegible] [illegible] in decis 133, fol. 155.

[illegible] [illegible] [illegible] de euictione et ad [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] de loc. [illegible] [illegible] in tit. de [illegible] [illegible] [illegible] [illegible] [illegible]

Et [illegible] [illegible] teneatur de euict.e [illegible] [illegible] [illegible] [illegible] [illegible] venditor [illegible] de euict. ad [illegible] [illegible] [illegible] [illegible] [illegible] solution[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] vide [illegible] in hac col. [illegible] venditor qui [illegible] [illegible] [illegible] [illegible] n.o 3.

Venditor non est nisi [illegible] veritatis [illegible] qd [illegible] [illegible] [illegible] [illegible] mala fide

Denunciatio facta emptori [illegible] [illegible] [illegible] constituat [illegible] [illegible] in cons. [illegible] n.o 15. vol. 1. f. 68.

Satis est fuisse factam denunciationem euictionis illi, [illegible] [illegible] [illegible] impedimenti [illegible] [illegible] Menoch. de Arb. [illegible] lib. 1. q.e 72 n.o 7. f. 98. [illegible]

Venditor qui voluit teneri de euict.e nisi [illegible] dato, vel facto suo, tenetur nihil[illegible] ad pretij restitutione[illegible] [illegible] euicta Nat. cons. 181. n.o 1. vol. 1. f. 146. [illegible] cons. 102. Vide etiam in hac col. [illegible] ex natura contractus

Vendens ius qd [illegible] [illegible] ad teneatur de euict.e Nat. cons. 38. n.o 2. f. 27. vol. 1.

Venditor teneatur [illegible] [illegible] in casu euictionis, [illegible] [illegible] euictio in limine contractus, et [illegible] [illegible] [illegible] explicat Nat. cons. 261. n.o 2. vol. 2. f. 24. col. 2.

Pendente [illegible] [illegible] [illegible] [illegible], nec potest cogi emptor ad pretij solutionem [illegible] [illegible] ex quadrant. ff. de dol. [illegible]

Euict.e [illegible] ad [illegible], [illegible] emptor in compromisso [illegible] [illegible] [illegible] [illegible], [illegible] [illegible] [illegible] [illegible] cons. 97. n.o 3.

[illegible]

... mendacium ... Alexander ...

Julianus ... indicationem ...

... nullit. ... falsum ...

... Bal. in l. ... in ... fals. ...

... folio 44 ... ad hoc ...

... falsum ...

[illegible]

... aliquid

... falsa in omnibus ...

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Falsum committit qui [illegible]

Ex nimia festinantia, et sollicitudine [illegible] suspicio [illegible] n.° 33 et 59.

Poena periuratis in foro conscientiae, seu in foro confessionis, [illegible] quadraginta dies in pane, et aqua. c. [illegible] et alias poenas ibidem [illegible]

[illegible] dixit Gabr. in cons. 177.

Falsum dici id potest quod primordium habuit veritatis. l. cum filius [illegible] [illegible] cons. 46. n.° 8. fol. 48.

Falsum committens ad [illegible] cons. 4. cons. 316. n.° 6. fol. 265

Falsum absque dolo non committitur. l. [illegible] exemplum, et l. maiorem [illegible] fals.

[illegible] cons. 4. fol. 300.

[illegible] in aliqua parte falsum [illegible]

[illegible] falsa [illegible]

[illegible]

[illegible]

[illegible]

Falsi crimini.

Falsa causa vitiat privilegium. Dec. cons. 373. n. 3. [illegible] 8

Decius. [illegible] Crav. cons. 258. n. 12. idem Paris. cons. 96. n. 24.

vol. i. in solutione dationis [illegible] Jason. cons. 81. n. [illegible] vol. ii.

transactionis Bart. cons. 10. col. fin. et ult. vol. iii. laudis

latum ab arbitris, Dec. cons. 475. n. 14. et 15. iudicis de iure

Barb. cons. 6. col. x. vol. 4.

Cuspis [illegible]

Qui [illegible] n° [illegible] vendit [illegible] ad [illegible]
[illegible] ad [illegible] quanto [illegible]
emptionis [illegible] ita [illegible] l. [illegible] actio
empti [illegible] fallit in [illegible]

[illegible] licitu [illegible]

[illegible]

Et [illegible]

alligatus, ubi [illegible]

[illegible]

[illegible]

[illegible] quae tunc est [illegible]

[illegible]

Venditor [illegible]

Vendens pecuniam in [illegible] et [illegible] vendas domum illa [illegible] non sua [illegible] fit emptoris [illegible] de [illegible] thesauro. [illegible]

[illegible] amplius dici [illegible] cause [illegible] esse, quia aliter lis [illegible] et facta executio. [illegible] lata sententia, [illegible] adhuc [illegible] executionis, modo n° sit appellatum [illegible] 182 [illegible]

[illegible] nomine [illegible] ut [illegible]
[illegible] actio [illegible] in Gl. [illegible] n° 81 [illegible] n° 82 83.
Alienandi facultas in [illegible] ad [illegible] ad ultimam voluntatem.
Alienatio [illegible] lib 3. tit. 18. n° 6 [illegible]
[illegible] prohibita [illegible] in ultimam voluntatem, ut
[illegible]

[illegible]

[illegible] in [illegible] ad [illegible] [illegible] [illegible]
[illegible] lib. [illegible] in l. [illegible] 154

[illegible] posset alienari [illegible]
[illegible]
[illegible] dicat [illegible]
[illegible] cons. 5 [illegible]

[illegible] ad soluti [illegible] vendita et [illegible] vendit [illegible]
[illegible] cons. 5 [illegible]

[illegible] alienatio [illegible] prohibita alienatio [illegible]
[illegible] alienationes ff. [illegible] esse regulariter [illegible]
alienatio [illegible] legis inducta [illegible] ad alienat.
[illegible] l. filiusfamilias [illegible] diui ff. de leg. i

[illegible] ponit [illegible] cadit [illegible]
[illegible] decis 48. n. 13.

[illegible] ubi [illegible] estimatio [illegible] 75. n. 11. fol. 234. vol. [illegible]
[illegible] vol. 4

Venditor [illegible] ab emptore [illegible] ad soluti, [illegible] emptor [illegible]
[illegible] et nō sufficit [illegible]
implevit [illegible] cons. 417. n. 2 vol.
2. f. 123.

[illegible] facta [illegible] venditio [illegible] 2 [illegible] qui tradita
[illegible] titulus [illegible]
[illegible] habitus nō [illegible] et [illegible] tradit.
[illegible] traditionē [illegible] cons. 201 [illegible]
4 et 9. vol. 2.

1517 · 6 sep! · f 83 h.
Confirmatio heredum posiend
in possessionem [illegible]
Divinis & consilio
[illegible] in qua
[illegible]
[illegible] ad 2 f.
[illegible] [illegible]
[illegible]

1541 · 7 · Aug: f 59.
[illegible]
[illegible]
[illegible] f 19

[illegible]

[illegible]

[illegible] [illegible] tamen [illegible] [illegible] [illegible] David Bonn. [illegible] [illegible] n° 50 fol. 166. [illegible]

Si [illegible] accusat[illegible] [illegible] [illegible] patratum [illegible] [illegible] c. 135. n° 2. lib. 1.

[illegible] [illegible] aggrauat [illegible]

Furtis.

Cu facto et animus furis furtu exigit. l. si qs extramittens [illegible] ff. de l. 19.

Accipiens [illegible] alienam [illegible] l. et bona fide [illegible] excercitio [illegible] contra furti Cau. c. 3. ar. 5.

Cl. Iur. divino licitus et comedere uvas in agro alterius [illegible] exportare et ~~colligere~~ [illegible] uvas sed id mitere falce in [illegible] [illegible] discipulos [illegible] dict. 5.

Pro[illegible]
[illegible]
Pro[illegible]
Pro[illegible]
Pro[illegible]
Pro[illegible]

Mandato [illegible] Testatoris. [illegible]

Procurator [illegible]

[illegible] l. falsus [illegible] ff. [illegible]

Procurator [illegible] revocatus [illegible] mandatum [illegible] Bal
dus [illegible] vel [illegible] [illegible] Bar. in l. [illegible] cum Cornelius n.° 1. ff. [illegible] solut. [illegible]

Procurator [illegible] culpa [illegible]

Procurator [illegible] [illegible] possit [illegible] ad.
[illegible] Cel. 3. n.° 1.

Procurator [illegible] Bal
[illegible]
datu ad [illegible]
[illegible] Bal. [illegible]

Procurator cum libera [illegible] instrumentum [illegible] tradit
[illegible] in [illegible] 63. n.° 50. f. 169. col. 4. vol. 4.

Maritus [illegible] adulteram cum uiro [illegible] occidere, [illegible] filiis suis mandari [illegible] Bar. [illegible] ad [illegible] mandat [illegible] [illegible] col. cccclxxxiiii. ubi ponit multa [illegible]

[illegible] Malef. [illegible] 333. [illegible]

Adulter [illegible] de pena.
Adulter, et adultera, an, et quando possint in eodem libello accusari. Vide Arno. Problem. 3.
Mulier habens filios ex primo matrimonio, si, ad 2.da migrata uota adulterium patrauerit cum marito [illegible] casu [illegible] ipsa benefaciat: an uero filij primi matrimonij. tradit Arn. in fol. 27.
In [illegible] poenis, quae de adulterio infliguntur, [illegible] Rom. [illegible] 361. [illegible] [illegible] seculari [illegible] Arn. [illegible] fol. 16 [illegible]
Coitus [illegible] col. [illegible], ac [illegible] Arno. in fol. 82.
[illegible] et [illegible] tactu, et [illegible] Bar. in l. si adulterium [illegible] ad. l. Iul. de adult. no. 8. et seqq. incipiendo ibi, De [illegible] declaratura [illegible] casus [illegible] ibi [illegible] no. 8 [illegible] [illegible] consanguinitatis [illegible] [illegible] futurae.
M[illegible] [illegible] accepta [illegible]
M[illegible] [illegible] fol. [illegible] fol. [illegible]
[illegible]
[illegible]

11

... dec. 102, fol. 43

... ex radice iudicatur Maat. de coniect. ult. vol. lib. 1. tit. 1. n. 13

Meretrix ad dominum, quae amoris causa sui copiam facit, et postea ... non ... nec ... providentiam, ac ... [illegible]

et ... bonum ... [illegible]

Licet ... cum bene meretrix ... capilli ... locum in ... Amoris capta, ... et ... post ... meretrix fit, et plura ... Mieres de Arb. ... lib. ... 4. cap. 32. 8. fol. 216.

Meretrix publica ... libere admittitur, et de ... [illegible] ... vol. 1. cap. 14. n. 2.

[illegible]

[illegible] fs f.

[illegible] e.x cath.
[illegible] in [illegible]

[illegible] en Sac
[illegible] [illegible]
[illegible] lib.

[illegible]

[illegible]

[illegible]

Vide Clar. in ...

...templar sit. Dilectus ... et ... tradit ...
... ad ... mandatum ...

... Vide in ...

... tecta illa verba intelliguntur ... ad ... locum fu...
...ra sanguinis ita concludunt ... in l. ... ff. de accusa.
...firmat Ang. in suo tractatu malefic. in verbo ... et
quadam ... principali n.° 50. et ibi Aug...
...stinus in addit.e n.° 68. et § Statutum ... municipali
Rub. 161. de ... exigendis ... inquirit ... ib
... sanguinis effusione ad infram aliam poenam
... marche.

Si plures delictum aliquod patrarunt simul, et apparet quando eos [illegible] illi [illegible] non apparet [illegible] l. [illegible] 1. ff. ad l. Aql. [illegible] et non [illegible] uno [illegible] ut [illegible] Gl. ibi [illegible] c. non existimemus xiii q. 2 [illegible] c. sacris [illegible] xiii q. 3. Et ad intelligentiam [illegible]

[illegible] aliquid [illegible] ad aut [illegible] Gu[illegible] [illegible] in tract. [illegible]

[illegible] in c[illegible]

[illegible]

[illegible] Delicta [illegible]

[illegible]

Crimina [illegible]

[illegible]

[illegible] Blasphemia [illegible]

[illegible] in cons. 6. n.º 38.

Blasphemia [illegible] et [illegible] maledictio [illegible] ipsi [illegible] puniantur [illegible] [illegible] Mon[illegible] [illegible] lib. [illegible]

[illegible] 315 fol. 312

[illegible] ff. n° 104. C. d [illegible]

[illegible]

Quilibet iniuria facta cu armis d[icitu]r atrox crimen, ut d[icit] Gl. in l. 3. in prin. ff. d[e] iniur. et

Quilibet iniuria personalis d[icitu]r delictum grave, ut p[er] Bar. in l. ad solud. §. si mandato ff. eo. tit. d[e] iniur.

Ad probandum assassinamentum sufficiant argumenta, et coniecturae: [illegible] Sumani [illegible] illud tex. tex. d[e] Romici lib. 6°

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] mandat [illegible] auctoritas Bal. [illegible]

[illegible]

Convictus pro [illegible] admittitur ad agendum sine mandato. l. [illegible]
[illegible] fallit in [illegible] qui talis [illegible]
Minores [illegible] mandatum [illegible] mandata [illegible]
[illegible] mandat [illegible] in l. [illegible] in [illegible]
[illegible] fallit [illegible] qui [illegible] mandavit [illegible]
[illegible] donatio [illegible]
[illegible] mandatis [illegible] tali mandato [illegible]
[illegible] pot. procurator ipse solvere et exequi [illegible] manda
[illegible] Bal. in l. mandatum [illegible]
[illegible] 15.

[illegible] ne [illegible] absque mandato [illegible] qui comparet [illegible]
Mandatum [illegible] duo si uterque impleri [illegible] pot. sufficit [illegible]
[illegible] adimpleto [illegible]

[illegible] ubi [illegible] contra [illegible]

Si [illegible] mandati [illegible]
[illegible] alijs causis [illegible]
[illegible] ad [illegible] causam.

Mandatum ad procedendum in [illegible] appellationem,
et talis [illegible] in [illegible] 108
[illegible] 96. ubi et [illegible]

Mandatum [illegible] opponit.
[illegible] ultra id, quod in co
[illegible] et si minus sit [illegible] l. si pupillorum [illegible]
[illegible]

[illegible]
Dispon[illegible]
[illegible]
Despo[illegible]
[illegible]
et [illegible]
Despo[illegible]

Compensatio in [illegible] posito ad ad nullitatem [illegible] in bona [illegible]
vide omni [illegible] actio
Depositum ad libertatem [illegible] fructum [illegible] [illegible] [illegible]
fiat, Gabr. [illegible] 57 n.º 6. vol. 2 f. [illegible] relat.
Depositum et [illegible] pasatum Vide adverti; ac prae. [illegible] in [illegible].
lib. in act. [illegible] in [illegible] in [illegible] in lra A. fol. 159.
et Bon. q. 295. n.º 7. Et
Depositarius ad [illegible] opponendi exceptionem [illegible] num. [illegible] ... et ind. adverti.

[illegible]

[illegible] ani-
[illegible] at animum [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible]

[illegible]

Sic nominatio fit cum aggressore ... quod, et ibi Gl. ... ut num. 4 ... de Iur. ... [illegible] ... et in d. l. ... [illegible] ... Riccardis ... [illegible] ... Aug. in tract. malefi. [illegible] ... et de Covarr. ... ad d. ... committendi maleficium ... Bal. ... [illegible] ... Abb. in ... [illegible] ... ab aggressore ... [illegible] ... ab [illegible]

Quid [illegible] aliud [illegible] ... aggressore ... [illegible] ... armata ... [illegible] ... Bal. ... ubi gl. ... [illegible] ... Ang. in tract. malefi. ... in 2. ... [illegible] ... aliquis [illegible] cum ... gladio ... et ... occidi ... Ioan. ... Anch. in c. ... [illegible] ... col. ... homic. ... [illegible] ... iusto timore mortis, [illegible]

[illegible] ... [illegible]

Malefiçijs

in [illegible] 33 [illegible]

Si [illegible] ad [illegible]

[illegible] tabernarius [illegible]

[illegible]

[illegible] iuxta illius [illegible]

[illegible]

[illegible] Bonifac [illegible]

[illegible]

[illegible] lib. [illegible]

[illegible]

[illegible] per [illegible] [illegible] in [illegible]

[illegible] Remedij [illegible] 8 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] forma fuit [illegible]

[illegible]

[illegible]

[illegible] confirmac Bal. in [illegible] [illegible]

[illegible] tridui cu baculo [illegible]

[illegible]

D [illegible]

[illegible]

[illegible]

Plus[illegible]

Plus[illegible]

[illegible]

[illegible]

Plus[illegible]

[illegible]

Plus[illegible]

[illegible]

Pluralitas apocharum aut Instrumentorum ad presumendum [illegible]

Pluralitas contractuum ad presumendum, et ex pluralitate Instrumentorum, sed potius hoc casu presumitur contra, quod pluralitas facta [illegible] Cravetta cons. 198. n.° 1. f. 182.

Pluralitas [illegible] ad presumendum [illegible] plures fuisse eiusdem nominis [illegible] cons. 235. n.° 4. Tom. 2. f. 2.

Pluralitas in dubio ad presumendum [illegible] resp. 74. n.° 15. vol. 5.

[illegible]

Minor [illegible]

[illegible]

Minor [illegible] tutto [illegible]

Minor [illegible] compareat in iud° sine Curatore faciat vel iurand[illegible] ad uincendo [illegible] pertin[illegible], et [illegible]. [illegible] iurat ualiture iu-
dicium [illegible] [illegible] intellige in [illegible] fuat [illegible] in-
[illegible] non aut in [illegible] in [illegible] Ius, cuius e in-
[illegible] [illegible] ut [illegible] [illegible] in Auth. [illegible]
[illegible] pubes [illegible] aduertens [illegible] [illegible] [illegible] Gra[illegible].
in suo [illegible] lxii [illegible] mirabilis [illegible] [illegible] [illegible]
[illegible] commendat [illegible] in [illegible] suo Problem. xxx et [illegible]
[illegible] [illegible] ad limitat[illegible] [illegible] [illegible]
[illegible] [illegible] Minor [illegible]

[illegible]

Minoris

[illegible]

... ad [illegible] ... 80 ... [illegible] ... Vertary ...

[illegible]

[illegible] adhiberi debeant solemnitates, tradit ... Fel. [illegible] ... lib. ...

... tradit hanc [illegible] minoris inductus [illegible] ... Amat. [illegible] ... in pulchra [illegible] ... lex n° 2 de Iudaeis.

Minori ... facto ... et ubi ag[itur] de lucro ... Et ubi ... minoris et maiori ... agitur de damno ... tradit ... cons. 64. n° 26.

... tutoris aut curatoris ... tradit ... posset et ... l. si ... tutoris ... tradit ... hic Quadriu[m] n° 31. et 32. ... ad Trib.

... minoris ... tradit Gabr[iel] ... 6 vol. 1. f. 45.

... l. fin. C. Si ma. fac. tradit id[em] in cons. 13. ... 5 vol.

Alienationem minor ... alienatione ... in Gabr. cons. 36.

Ubi contractus ... cum minoris et mulieris si minor agit ad revocationem mulier alienavit ... minoris ... ex d[ict]o contractu locupletior factus fuit. Rol. ... in cons. 7. n° 28. vol. 3.

Laesio enormis ... ut minor in integrum restituatur tradit Meno. de arb. iu. lib. 2. cent. p[rim]a cas. 15 ... fol. iii.

... minoris et mulieris ... ex[tra]hant ... n° 13. vol. 5. fol. ... alienatione minoris ... in d. n° ... de arb.

Pupillus apud quos educari debeat ... Meno. de arb. iu. lib. 2. cent. 2. casu 178. fol. 169.

Minor ... Meno. de arb. iu. l. 2. cent. ... n° 40. 41. et 42. ubi et modi ...

Minori ... n° 23. ...

... possunt et eius bona dividi, ibid. n° 34. cu[m] 4. ...

Minoribus.

Q[uod] aliqu[i]d est h[ic] adhuc no[n] et dannus, l[icet] forma cotingat
et dannus, minor tempus (sicut ad a[ccidi]t[ur]), Mant. l[ibro] tacit.
et amb[o] edunt. l[ibro] i. cap. 9. n[umero] 15. ubi pulchra notat

[illegible]
[illegible]
[illegible] 4 [illegible] 26.

Manditamus.

[illegible]

[illegible]

[illegible]

[illegible]

mandetur [illegible]

[illegible] num. [illegible]

Adu[illegible]
[illegible]
Di S[illegible]
In [illegible]
Pro[illegible]
Lau[illegible]
Medic[illegible]
[illegible]

Aduocati si p cos nō steterit quo minus cām agant, honoraria reddere nō debent. L. 4 opas ff. locati. L. fin. C. d. cōdi. ob ca. et L. i. § diuus ff. d. varijs, et extraordina. cogn.

De Salario Aduocati dissint Lat. in § tripli col. pen. Inst. d. actio.

In ca ppria aduocatus qua re, Io. Nouiz. in syl. nup. in tit. quo Iudicam. p eoi opi. nº ii. fol. 648.

Procurator amittit nobilitatē, si qua ante habebat ...

Crau. in cōs. 163. nº pº f. 152.

Laudabile, ut ~~conspicuum officium~~ aduocati nis offtm max. ē principalis pmijs oportet remunerari, ut ... in l. laudabile C. d. aduoc. di. iud. in pri.

Medicus excusat q assumit curam despatus ... adiuocatus Bover. Decis. 323. nº 25 fol. 267.

Adu[illegible]
[illegible]
Di S[illegible]
In a[illegible]
Pro[illegible]
Lau[illegible]
Medic[illegible]

Aduocati si p[ro]p[ter] eos n[on] stetit quo minus eam p[er]ficiat, honoraria
reddere n[on] debent. l. si operas ff. locati. l. fin. C. de aduo. ob
ca. et l. i. § diuus ff. de varijs, et extraordina. cogn.

De Salario Aduocati dissint Lat. in § trip[li] col. pen. Inst. de
actio.

In ca. p[ro]pria aduocatus qua re, lo. Neuiz. in syl. nup. in tit. quo
Iudican. p[ro]p[ter] eor[um] offi. n.º ii. fol. 648.

Procurator amittit nobilitatem, si qua[m] ante habebat ut in ordinat.
Crau. in cos. 163 n.º p.º f. 152.

Laudabile, ut[?] ~~honorarium officium~~ aduocati, nisi off.[m] max.e
principalis premijs oportet remunerari, vigt textus ad hoc in l. laudabile
C. de aduoc. di. iud. in prin.

Medicus excusatur q[uod] assumit curam [illegible] ut s[upra] i. c. aduocatus
Rov. dec. 323. n.º 25 fol. 267.

Pa. 4. Successionibus ... Chreis. poetis

[illegible]

[illegible]

lius [illegible] natus excludit substitutum. L. cum [illegible] eod. ff. si quis rogatus [illegible] ad [illegible] L. cum [illegible] [illegible] ff. de [illegible] 2 [illegible] cod. inter. et l. [illegible] [illegible] [illegible] valet quod [illegible] substitute [illegible] [illegible] filius natus [illegible] natus ab Imp.e et [illegible] ff. de [illegible] [illegible] [illegible] Arm. [illegible] [illegible] an [illegible] filius natus excludat substitutum [illegible] Mark. de [illegible] vol. lib. [illegible] tit. 9 fol. 277.

Filius et [illegible] an [illegible] qui [illegible] [illegible] [illegible] [illegible] [illegible] la 2.da [illegible] ergo ff. ad l. Aql. ubi [illegible] quod in aliquo [illegible] [illegible] mand.o paternis [illegible]

Filia [illegible] [illegible] [illegible] [illegible] sub [illegible] [illegible] [illegible] Ma. [illegible] vol. lib. 6. [illegible] [illegible] [illegible] [illegible] lib. tit. 14.

Fili [illegible] possint [illegible] [illegible] [illegible] [illegible] 2.o l. 6. [illegible]

Fili [illegible] statuta [illegible] masculis [illegible] [illegible] [illegible] [illegible] [illegible] Arm. [illegible] excludere [illegible] excludi [illegible] [illegible] [illegible]

[illegible]

Filius adult[illegible] [illegible] filius mariti [illegible] adulter[illegible] [illegible] [illegible] lib. [illegible] fol. 45. n.o 50. et seq. [illegible] [illegible]

Filius [illegible] [illegible] [illegible] [illegible] expiandus [illegible] [illegible] ab alio accusantur [illegible] ibid. n.o 58. fol. 48.

Filius [illegible] [illegible] magis diligit. Hiero. a laurentijs in [illegible] 31. [illegible] fol. 48 [illegible] 6. [illegible]

Filius [illegible] cum poena [illegible] an aliquid [illegible] [illegible] [illegible] cod. 125 [illegible] 10. et [illegible] 165. n.o 1. ubi et [illegible]

Filij quoties [illegible] in condit.e [illegible] [illegible] filijs [illegible] filios [illegible] et [illegible] [illegible] ut [illegible] l. [illegible] 2. ff. de [illegible] [illegible] L. 1. [illegible] cod. [illegible] Regr. de [illegible] Art. 25. n.o 9. et Art. 28. n.o 32. et Art. 22. n.o 46.

Filiatio quo [illegible] discutit [illegible] cod. 235. vol. 2. f. 2. et [illegible] [illegible] [illegible] lib. 2. [illegible] [illegible] 1216. et 1797. [illegible] [illegible] [illegible] [illegible] [illegible]

Filius [illegible] habitans in domo [illegible] [illegible] [illegible] [illegible] [illegible] Mart. [illegible] vol. lib. 12. tit. 10. n.o 16. et 18.

Filijs [illegible] [illegible] [illegible] [illegible] lib. 8. tit. 7. [illegible] f. 8.

Filius natus non excludit substitutum [illegible] [illegible] [illegible] sub [illegible] [illegible] [illegible] et in [illegible] [illegible] [illegible] in masculo [illegible] [illegible] [illegible] vol. lib. [illegible] f. 278. [illegible]

Filius nati succio ...

Filius negotians cum pecunia bona ... com. ... cons. 125 ... et cons. 105 ...

Filius faciens ... debita accipiendo nihil detrahit patris obligationi ...
cum alijs ... ibi ... gl. allegatis ...

Filia instituta in ... certa ... et ... posset petere dotem ...
... Vid. ... lib. ... fol. ...
... gl. in omnibus ... fol. mihi 875.

Filia ... ubi ... fol. 70. ubi Vid...

... in ... patris ... d. ...

Filius ... ad successionem ...
... cons. 1 ... cons. ...
... ubi.

... in successione ...
... in ... lib. quo ... agit ad ...

[illegible]

[illegible] 6 [illegible]

[illegible] additioni [illegible] in [illegible] alia in [illegible]

[illegible] littera ad [illegible]

[illegible] 447 [illegible] 18 [illegible] 25 [illegible]

[illegible] 1. 18. [illegible] 1 [illegible]

[illegible] tm.

~~[illegible]~~ Remedio. l. [illegible] C. [illegible] Adr. [illegible] absolute [illegible]

[illegible] ut [illegible] spoliato iudicij [illegible] absq.

quia citate sed iudex [illegible] ut [illegible]

[illegible] Cauale [illegible] cap. 3 [illegible] 181 [illegible]

Accusator costus in accusat. tradunt Gan. in Rub. de accus. [illegible]
et qui accusat. [illegible] f. i. et 2 fallit in [illegible]
[illegible]
Qualiter fiat accus. n. 8. f. 1. Boss. in tit. de accusat.
n. 2. et 3. f. 53. Clar. in lib. 5. [illegible]
libello, et [illegible] expromendis, Placentinus in [illegible]
de accus. n. 2. tit. i. f. 1. Franc. Casoni de accusat. [illegible] libello
cap. 3 n. 1. f. 423

[illegible] qualiter [illegible] accusat. [illegible] 3. f. [illegible]

Bannitus et [illegible].

Bona banniti publicata cui [illegible] applicanda et s. mobilia [illegible] immobilia [illegible] tractat ad [illegible] [illegible] Anno. [illegible] 75.

Bannitus [illegible] ad [illegible] ad bona [illegible] restituuntur [illegible] [illegible] Reip. [illegible] ad bona [illegible] restituuntur [illegible] privilegium ac beneficium [illegible] [illegible] [illegible] Anno [illegible] 82.

Bannitus [illegible] cui [illegible] et ea [illegible] [illegible] alibi [illegible] Anno [illegible] 83.

Bannitus si incidat in [illegible] [illegible] practica [illegible] exceptionem contra bannum [illegible] bannum [illegible] [illegible] [illegible] Anno. [illegible] 8 [illegible] banni [illegible] [illegible]

Error in nomine appellativo banniti [illegible] bannum [illegible] Anno. [illegible] 95.

[illegible] ex bono ad bonum [illegible] alienatum [illegible] [illegible] [illegible]

[illegible] bannum [illegible] [illegible] bannitus [illegible] [illegible] Anno [illegible] Dial. 7.

[illegible] Anno [illegible] Dial. 15. [illegible] [illegible]

Bannitus [illegible] [illegible] ad [illegible] [illegible] [illegible] Bannit [illegible]

[illegible] Bannitus [illegible] 259. et seq. ubi [illegible] n.° 14. tractat [illegible] f. 153.

Bannitus an possit [illegible] [illegible]

Cl [illegible]

Si tu [illegible]

Qui [illegible]

[illegible]

d. bar. [illegible]
Culpa cum culpa et dolus cum dolo [illegible] compensatur [illegible]
[illegible]
Si tu [illegible] mutuas pecunias, [illegible] voluntas [illegible]
non antequam [illegible] atque ita [illegible] forte [illegible]
[illegible] apud te [illegible] ut [illegible]
non obligatur [illegible] periculo [illegible] suscepit [illegible]
Qui [illegible] accipit ut [illegible] periculum [illegible]
[illegible] causa [illegible] intelligatur periculo [illegible]
[illegible] ibi [illegible] et apostil.
Culpa imputari ad [illegible] ad [illegible] licentias [illegible] cum [illegible]
et [illegible] francesca [illegible] tractaturus [illegible]

[illegible]

venit dolus
Actionum legis Aquiliae agi [illegible] sicuti laesis, et occisis, [illegible] [illegible] [illegible] ff. ad l. Aquil. intellige quemadmodum §. hac act. ff. ad l. Aquil. intelligi [illegible] ibi [illegible] occisi [illegible] vulnerati [illegible]

[illegible] ex pluribus [illegible] solutionis [illegible] redhib[illegible]
[illegible] 49 [illegible] 51 [illegible]

Redhibitio de locum et vitio expresso in genere, quod vitium erat latens, ut [illegible] Aug. inst. [illegible] et [illegible] 4 fol. [illegible] 17.

De hac redhibitionis [illegible] Aug. [illegible] in duplum fol. [illegible] et 19.

Ignorantia [illegible]

Ignorantias ps Gaudini fot cu ygit, d facto alieno, Cortes in
cB. 200. n. 15. 16. 17. col. 2. et Gristin [illegible] ps alyque
esse L. q. in alterius ff. d reg. iur.
Ignorantia alicuius facti temporis minoreatis excusat. c.
ignorantia extr. de reg. iur.
Ignorantia iusta, et probabilis animi damnum arcere [illegible]
p. vel in mand.
Ignorantia allegari nequit [illegible] dumtaxat [illegible] scientia. l. si. l. + [illegible]
Ignorantia supina capit malam fidem. Bal. in l. [illegible] n. 2. in fi. C. d reg. alien. vel [illegible]
Quod ignoratur non est facile affirmandum. L. scilicet ibi [illegible] non deficit facile [illegible] ff. d actio. [illegible]
[illegible] l. [illegible] Celsus ff. locati. l. [illegible] ad l. Aql. [illegible]

[illegible] et civilis [illegible] alienas [illegible] nituntur [illegible] et [illegible] facere possit [illegible] possit. L. [illegible] ff. d reg. iur.

[illegible]
Plac. [illegible]
[illegible]
[illegible]

[illegible]

[illegible] n° 15 [illegible]

[illegible] habuit [illegible]

[illegible]

34 [illegible]

[illegible] cons. [illegible] iudicis [illegible] iudex [illegible]

[illegible]

effectum [illegible]

[illegible] habetur l. ul. C. d. cod. [illegible] Antonius [illegible]

[illegible] et ibi [illegible]

[illegible] n° 10.

[illegible]

... motu animi sui estimabit et [illegible] testimonij [illegible]
[illegible] et [illegible] de [illegible] ut ad [illegible]
[illegible] fi. ff. de [illegible] [illegible]
iudicanti [illegible] non [illegible] aut [illegible] aut [illegible]
[illegible] estimat [illegible] [illegible] l. [illegible]
[illegible] ff. de [illegible] et [illegible] [illegible]
[illegible] aut [illegible] gloria affectada [illegible]
[illegible] iudicio [illegible] [illegible] statutum,
[illegible] [illegible] [illegible] causas [illegible]
ad [illegible] iudices [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] cum aliquo [illegible] [illegible]
[illegible] et [illegible] l. [illegible] ff. de [illegible]
[illegible] de [illegible] impunitum [illegible] [illegible] ait,
[illegible]
Post publicatas attestationes non admittuntur [illegible]
sunt [illegible] [illegible] examinatis

[illegible]

[illegible] non pot pronuciare ultra petita nisi [illegible] Afflic
dec. 32 in pr[illegible]

Iudex pot decern[ere] notitia sup. [illegible] Afflic
multas adducit auctoritates in decis. 32 in fi.
[illegible]

Iudex debet [illegible]
[illegible]
[illegible]

Iudex pot [illegible] [illegible] annullare
nullum aut [illegible] ab aliqua in [illegible]
[illegible]

[illegible]

Iudex debet [illegible]
[illegible]

[illegible] pot iudex [illegible]

Iudex [illegible]
[illegible]

[illegible]

[illegible]

Iudex [illegible]
[illegible]
[illegible] pit 178.

Pretor ad arma, et rixas [illegible] ad [illegible] quas pot iuris [illegible]
ut [illegible] in l [illegible] de [illegible]
Iudice [illegible], ut suspicionis [illegible] adversarius [illegible] ad [illegible]
[illegible] non tm [illegible] id quod sibi in [illegible] decid. [illegible]
[illegible]

Iudex.

Edicta facta a [illegible] iurisdictionem ad [illegible] [illegible]
[illegible] [illegible] Bal. cons. 85. vol. 1

Iudex qui alienam occupat iurisdictionem poena [illegible]
[illegible] C. de [illegible] lib. 12. Alex. cons. 40.

Iudex si [illegible] [illegible]
[illegible]
in omnibus causis Ciuilibus et criminalibus, et alios iudices [illegible]
[illegible] l. 1. C. [illegible] [illegible] [illegible]
[illegible] [illegible] inducunt [illegible] Bal. ibi [illegible]
[illegible] C. 53.

[illegible] [illegible] [illegible] Alex. cons. 85. [illegible]

[illegible] in iud. [illegible] [illegible]
[illegible]
[illegible] in iudicium [illegible] [illegible] iudices ad [illegible]
[illegible]
[illegible] iudicij [illegible] [illegible]
C. [illegible] et l. [illegible] ff. de iudic. [illegible]
Bal. in l. [illegible] [illegible] n° 3. ff. de [illegible]

[illegible] [illegible]
[illegible] [illegible]
cons. 241. n° 19. in fi. [illegible]

Iudex animosus [illegible] pot ut suspectus recusari. [illegible]

Iudicis [illegible] [illegible] [illegible]
[illegible] cognita, et qd in alijs actis, tradit Jas. in l. admonendi
n° 223. [illegible] ff. de iureiur. in p° com.

Quando nemo [illegible] [illegible] iudex in ca. [illegible] aut filios aut familiares [illegible] [illegible]
eo qd iste suspectus: tu fallit, qd [illegible] talis [illegible]
[illegible] in eo [illegible] [illegible] Jas. in l. admonendi n° 161. ff.
de iureiur. in 2° com.

Terminus assignatus a [illegible] iurisdictionem iudicis [illegible]
causas [illegible] [illegible] ad [illegible] [illegible]
[illegible] et [illegible] ad audiendum [illegible]
[illegible] iudex [illegible] in ult. die termini [illegible]
[illegible] ad citatos, [illegible] in l. admonendi,
n° 75. ff. de iureiur. 2° com. ubi [illegible]
[illegible] obliviscaris.

[illegible] [illegible] [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] allegans ad [illegible]
[illegible] Cravett. in [illegible]

[illegible]
[illegible]
[illegible]
[illegible]

Judicium

[illegible] publicas [illegible]
[illegible] ibid. [illegible]
[illegible] ut ad [illegible] Bruno lib. [illegible]
[illegible]
[illegible]
[illegible] Principis [illegible] dixit Crav. in cons. [illegible] 14 [illegible]
[illegible]
[illegible] l. 3. [illegible]
[illegible]
[illegible] faciunt [illegible]
[illegible] quat. [illegible]
[illegible] in Tomo p°. Con. opin. fol. mihi 285. [illegible]
[illegible] col. 2. [illegible]
[illegible] l. 3. ibi in magis [illegible]
[illegible]
[illegible] fol. 205. [illegible]
[illegible]
[illegible] fol. 18.
[illegible]
Si [illegible] possessionem [illegible]
[illegible]
[illegible]
[illegible] possessor. [illegible] lib. [illegible]
[illegible] n° 3. fol. 18.
Illiteratus an [illegible] dixerunt [illegible] in cons. 244. n° 3. [illegible]
[illegible] Bossius [illegible]
Subditus [illegible] ad offendendum [illegible] sed ei indicari [illegible]
[illegible] ipso verbo et offendendi facto Bar. in trac. de [illegible]
[illegible] totius fidelitatis
Forma interrogationum [illegible] in formulandis [illegible]
[illegible] fol. [illegible]
[illegible] quo debent [illegible]
[illegible]
[illegible]
[illegible] modo [illegible]
[illegible] in sylv. [illegible]
[illegible] n° 47 f. 612.
[illegible] in sylv. [illegible]
[illegible] n° 56 [illegible] 68. et seq.
[illegible] 69. n° [illegible]
[illegible]

Satisdatio de iud[icat]o solvi ... quid admittatur ... in causis sumarijs ... spatij, ut ... in Rub[rica] ... in l. ... in testi. ... spali ... forensi ...

Si Reus respondeat libello suo per ... interrogationes ... respondendo ... opponi contra ... testium, et non ... in c. ... testi. ... cap. quod contra falsos, in vers. testium ... vers. sed pone testis contra ... notab. 53. ...

... ad n.° 20. usque ad num. 24. ...

... Matthaeus Bottus ... cap. 10. f. 28. ...

[illegible] torqueri [illegible] Abb. in. c. cum in co[m]plat.e n.o 10. d[e] test. [illegible]

[illegible] quod non possit torqueri [illegible] Abb. in. c. cum in co[m]plat.e [illegible] test.

[illegible] an [illegible] quod possit [illegible] facto [illegible] torqueri, [illegible] Abb. in. c. cum in co[m]plat.e n.o 11. d[e] test.

Tortura semel data non pot. repeti sine novis indiciis. Abb. in. c. cum in co[m]plat.e n.o 8. [illegible] test.

[illegible]

[illegible] ubi Abb. d[e] test. n.o 1.

Tormentum dr quaestio, quaestio .n. est veritatis indagatio per tormentum et afflictionem corporis [illegible] quaestio a quaerendo, [illegible] Judex per tormentum inquirit veritatem, ita Abb. in c. cum in co[m]plat.e n.o [illegible]

Tortura [illegible] ut [illegible] nova [illegible] non [illegible] quod [illegible] indicia [illegible] Abb. in. c. cum [illegible]

[illegible]

[illegible] indicium ad torturam, nisi aliud aliqua [illegible]

[illegible]

[illegible] quemadmodum [illegible]

[illegible]

Tormentum [illegible] Abb. in. c. [illegible]

[illegible]

[illegible] Abb.

[illegible] co[m]plat.e [illegible]

[illegible] in [illegible]

[illegible] Gl. [illegible]

Reus torqueri non debet ex indiciis accusatoris, aut fisci, quae [illegible] ipsius rei [illegible] fortioris [illegible] fisci, [illegible] aut in aliorum [illegible]. Crav. in cons. [illegible] n.o 40. [illegible]

vid. inf. col. 201. 2° notab.

vid. inf. col. 201. 1° notab.

Tanto [illegible] et potiora, quanto magis et [illegible] contraria [illegible] qua [illegible] Bar. in l. [illegible] Franc. Are. in [illegible] in fi.

Transitus in loco [illegible] solito inducit [illegible] [illegible] ut d. [illegible] lib. 2° [illegible] et Bar. in l. [illegible] col. 2. in fi. C. de quaestion. Saly. in l. [illegible] col. 2. [illegible] Paul. [illegible] in tract. de [illegible] in [illegible] in legis col. 1 [illegible] 4. [illegible] Rub. de [illegible].

Portans arma [illegible] munitus malus [illegible] [illegible] ut [illegible] ad [illegible] [illegible] l. [illegible] [illegible] ff. de [illegible] et [illegible] arma; et ponit [illegible] in [illegible] 28. col. 2ª [illegible] secundo [illegible] Blanc. [illegible] in suo tra[ct.] de indiciis n° 81. et 82. fol. 8. [illegible]

[illegible] et [illegible] colligit [illegible] et gladios [illegible] [illegible] aliisque armis induti [illegible] [illegible] ubi arma in illis [illegible] [illegible] et [illegible] Ex [illegible] [illegible] aut similium armorum prohibitorum

[illegible]

dignitas animus [illegible] [illegible] armorum [illegible] la volitas illa [illegible] per [illegible] in c. significasti [illegible] et ibi [illegible] Flor. in l. sed et si. §. si magistrat. [illegible] ad l. Aql. Ioan. et [illegible] Anan. in d° c. significasti [illegible] x. [illegible] not [illegible] [illegible] Bal. et Salyc. in l. i. C. [illegible] mandat. [illegible] Albr. in ead. l. §. si [illegible], et [illegible] [illegible] [illegible] et affirmat Hyppol. in l. i. col. v. C. [illegible] nicea. et [illegible] [illegible], et Cipol. [illegible] 44. Magn[illegible]

Collocutio ad [illegible] [illegible] aliquos facta, deambulatio [illegible] loci [illegible], manipolarum abeatio, et circa [illegible] [illegible] licui, [illegible] ipsi voluntate ex proposito [illegible], et volun[illegible] C. c. lib. 2°. Rhetoric. in cap. in ea coniecturali, in [illegible] armorum [illegible] apparant, et Ang. in l. fi. C. [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] [illegible] indicijs col. i. fol. 07. et Bruno in trac. de Indic[illegible] col. xii. [illegible] at aliud

[illegible] plura [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] aut all[illegible] [illegible] [illegible] [illegible] [illegible] lissint in C. 447. vol. 7.

[illegible] in tali delicti [illegible] homicidio furto et [illegible] [illegible] Cravino in trac. Maleficij [illegible]

[illegible]

[illegible]

[illegible] [illegible] facit indicium, ut [illegible] Hippo. in [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Arao. [illegible] 10.

Indicijs.

Indicia ad torturam realia esse debent, et duo requiruntur ut indicium ad torturam probetur per unum testem, ut per Crav. in cons. 6. n° 12. At quando agitur de probando indicio per plures testes, non requiritur quod omni exceptione maiores, sufficit tamen quod plures sint admittendi ut per eundem ibidem n° 13. et 14.

Indicia ad torturam debent esse certa, probabilia, et verisimilia l. milites §. oportet. C. de quaestio. et per Crav. in d. cons. n° ...

Practica cum persona culpabili facit indicium malum per tex. no. in l. cohortem §. comis C. de respu.

[illegible]

[illegible] in Minor. de Arbitr. Iud. lib. 2 c. 2. cas. 190.

[illegible] culpa l. videamus [illegible] in lit. n°. 64. 190

[illegible] contra tutorem, ut tutoris [illegible] l. alio.

[illegible] in lit. iur. quia contra tutorem [illegible] culpa

iuratur in litem [illegible] dolus, et lata culpa

[illegible] fuisset [illegible] cum tutore [illegible]

[illegible] culpa [illegible]

[illegible] nam [illegible] in [illegible]

[illegible] 144.

[illegible]

[illegible] quemadmodum [illegible]

Iuramentum suppletorium [illegible] in causis parvis [illegible] in [illegible] l. Admonendi ff. de iureiur. n°. 212.

Minoc. de Arbitr. Iudi. lib. [illegible] n°. 1.2 et Soc. alleg. [illegible] simpliciter [illegible] Crav. cons. 198. n°. 10 [illegible] plures adducit auctores [illegible] suffic. [illegible]

[illegible]

[illegible] suppletivum [illegible] Crav. [illegible] plures allegat [illegible] in cons. 198. n°. [illegible]

[illegible] suppletorio [illegible]

[illegible] lo. d. Anno [illegible]

[illegible]

[illegible]

[illegible] Statutes [illegible]

[illegible] exstimata, ut [illegible] Epit. 86.

[illegible] absolutio et [illegible] ad [illegible]

[illegible] cod. 2 [illegible] vol. 2.

[illegible] Pena [illegible]

[illegible] 24 [illegible]

[illegible]

Juramentum contractum appositum [illegible] Covar. var. [illegible] vol. lib. [illegible] fol. 553 [illegible] Gab. [illegible] 23 [illegible] vol. Crau. cons. 102 [illegible]

[illegible]

Juramentum [illegible] Rusticorum [illegible] Anto. Ind. lib. 2 [illegible] 190. n.º 16. fol. 100

Absolutio obtenta a Juramento frigida remanet et inutilis [illegible] lex que renuncia omnibus [illegible] et [illegible] auxilio cum Juramento ad [illegible] absolutionem, et [illegible] postea ad restitutionem [illegible] [illegible] pendit, quia talis absolutio petitur ad effectum [illegible] absolutio a [illegible] ut obligatio [illegible] in resp. 32 n.º 25. et 26 vol. 4, fol. 145. et [illegible] in cons. 2. vol. 2.

Quando partes in contractu [illegible] omnia [illegible] a nullo [illegible] posse opponi simulatione [illegible] cum Juramento allegandi [illegible] simulationem [illegible] n.º 46. fol. 80. col. 2 [illegible]

[illegible]

Actor [illegible] ad [illegible]

[illegible]

Iuramentum

[illegible] dalijs [illegible] obligat [illegible] cons. 12. n° 1. f. 2.

Iuramentum [illegible] cons. 12. n° 1. f. 2.

Iura [illegible] ualet [illegible] ut [illegible] ualeat [illegible] non pot. Abb. in c. ex literis n° 6. de sponsa mat.

Iuramentum prius tollit posterius, ut no. in c. licet [illegible] in 6°.

Iuramentum [illegible] iudicium, et iustitia. c. animaduertendum 22. q. 2.

[illegible] supplet [illegible] cons. 59. n° 20. l. 4

Iuram. [illegible] ad [illegible] Monal. [illegible] q. 2. casu 192.

[illegible] ut [illegible] casu 190

Pdar [illegible]

Pratum [illegible]

Armu [illegible]

[illegible]

Pater presumitur confusus filio [illegible] in medio; et hoc [illegible]
ci tristitia afficiatur s. filij amissi, et hereditates [illegible]
tas quam [illegible] filius presumitur. Manoch. de presump. lib. 6 presumpt. [illegible]
no. 24

Presumitur in dubio prius mortuus filius liberti [illegible] libertus [illegible]
presumitur [illegible] hereditate liberti: et hoc [illegible]
l. si duos s. cum in bello in 2o [illegible] ff. de reb. dub.

[illegible] habere succedere [illegible] presumitur in dubio [illegible]
et hoc ratione humanitatis. Soc. in l. [illegible] nulier [illegible] 44 [illegible]
Animus [illegible] a solo [illegible] cognoscatur [illegible] de [illegible]
sig. et c. [illegible] de [illegible] [illegible] ib. [illegible] ventatur
[illegible] alter animus probatur ex [illegible] dominis [illegible]
[illegible] moris, et [illegible] verbi vel facti, [illegible] tali [illegible]
[illegible] animus qualia sit verba, vel facta. l. is [illegible]
us. [illegible] tut. et [illegible] dam. [illegible] l. [illegible] de [illegible]
[illegible] Cod. de [illegible] et [illegible] et ibi Bar. et alij. Nad
+ extrinseca probatur intrinseca, ait Cy. in l. fi. C. de [illegible]
et Grad. in [illegible] de presumpt. in trac. malefic. [illegible]
[illegible]

[illegible] max. [illegible] in mendacio. l. [illegible]
[illegible] de presumpt. [illegible]
[illegible] de [illegible] et [illegible]
[illegible] l. Iulianus ff. de act. empti. in illis verbis [illegible]
[illegible] Edicta. C. de Edere [illegible]
[illegible] presumitur [illegible] efficiatur in futurum solvendo. l. a [illegible]
[illegible] C. arbi. tut. [illegible] l. cura [illegible] ff. de muner.
[illegible]
Bona [illegible] in domo iugalium [illegible] mariti; [illegible] uxor
[illegible] Anch. in [illegible]
[illegible] 24. [illegible]

[illegible] in dubio [illegible]

[illegible] verba, sed intention [illegible], [illegible] verbis [illegible]
l. [illegible] ff. de [illegible] et l. [illegible] tut. et [illegible]
[illegible] mariti [illegible] basilica [illegible]
[illegible] ambigua [illegible] clara [illegible] in clara
[illegible] l. ille, aut ille [illegible] de [illegible]
[illegible] de [illegible] [illegible]
[illegible] Ancl. in [illegible]

[illegible] lam [illegible] [illegible]
[illegible]
[illegible] lam [illegible]
[illegible] C [illegible]

[illegible] 4 [illegible] 135 [illegible] lib. 1.
Refertur [illegible] aequalitatem, et alias ad inducendas [illegible]
[illegible] lib. 6 [illegible] 2. [illegible] 5 [illegible]
[illegible] ad aliqua [illegible]
[illegible] Anno Prob. 10. [illegible]

[illegible] culpa [illegible] Sixtunas [illegible] Affl. [illegible]
[illegible]

[illegible]

Habens facultatem faciendi [illegible]
[illegible] 14 [illegible]
[illegible]

[illegible]

[illegible]

[illegible] Crau. cōs. 143. nº 12. et cōs. 158. nº 11.

[illegible]

Praesumptio sumitur à coniecturis Crau. in cōs. 206. nº 15.

Praesumptio sumitur ex qualitate personae Crau. in cōs. 129. nº 6. Affl. in decis. [illegible]

Praesumptio una non sufficit ubi agitur de iudicando ex praesumptionibus, sed plures requiruntur Crau. in cōs. 87. nº 55.

Praesumptio, quod militat contra aliquem operatur, quod is, qui contra eum militat, [illegible] Crau. cōs. 108. nº 3. et cōs. 134. nº 10. [illegible] in cōs. 56. nº 11. 75. nº 12. et 129. nº 12.

Praesumptionum plurium concursus inducit [illegible] in his, quae [illegible] Crau. in cōs. 73. nº 19.

[illegible] collligitur [illegible] Anc. [illegible] in cōs. 211. nº 2.

[illegible]

[illegible] 6 nº [illegible]

[illegible]

[illegible] Arc. [illegible]

[illegible] lib. 1. Syl. [illegible] fol. 36. nº 2.

[illegible]

[illegible] 4. lib. 3. [illegible]

[illegible]

23

Coniecturis, ac praesumptionib.

[illegible] familiae [illegible] [illegible] praesumptas [illegible] [illegible] lauretis in [illegible] [illegible] fol. [illegible] et 599.

[illegible] collige, [illegible] maxis [illegible] Hiero[illegible]

[illegible] dispositionis [illegible] illa [illegible]

[illegible] illis [illegible] n.° 20.

[illegible] ad alios [illegible]

[illegible] praesumptiones [illegible] sufficiunt [illegible]

Iuris praesumptiones dan[tur] probationes legitimae et sufficiunt [illegible] in praesumptione

[illegible] impugnando aliquid [illegible]

Iuris praesumptiones sufficiunt ad probationem delicti [illegible] capitaliter puniri

Crav. in cons. [illegible] n.° 42.

[illegible] accusato una tantum constante, seu militante iuris praesumptione, [illegible] efficacia [illegible] probationis fortioris [illegible] cumatorum, ut [illegible] ibi n.° 43.

De praesumptionib. [illegible] pulchrum consilium Crav. 140. fol. 136

Iudex in [illegible] sibi dubia [illegible] in consilio sua iudicandi [illegible] [illegible] 54. n.° 18. [illegible] [illegible] clipeus [illegible] [illegible]

184. [illegible]

Ex [illegible] mala fide [illegible] n.° 12.

[illegible] et statutis [illegible] fol. 650. [illegible] [illegible] con. [illegible] n.° 14. et [illegible] fol. [illegible]

In [illegible] inspiciendum, [illegible] fol. 654. et [illegible]

[illegible]

Vid. inf. fol. [illegible]

[illegible]

[illegible] magis [illegible]

Mulier licet nō possit ex forma statuti [illegible] [illegible]
potest tñ uti officio procuratoris cū iudicium necess[illegible], ut [illegible]
[illegible] et approbat [illegible] Aretin. [illegible] 3.

Mulier uti [illegible] potest esse procuratrix, ut in [illegible]
[illegible] ut in cā [illegible] Aretin [illegible] 22.

[illegible] xii [illegible] ob causas [illegible]
[illegible]

[illegible]

[illegible]

Mulier [illegible]

Mulier [illegible] omnis armis potest disponere tot. tit. [illegible]

Suasio[illegible]

Iud[illegible]

Cuo,[illegible]

Mil.ii[illegible]

cu[illegible]

i..h[illegible]

fa[illegible]

n.c[illegible]

Suasio ad concordiam tradi[illegible] in [illegible] ing. [illegible]
Iudi. p com. opi. n.º 8. col. 647. et n.º 13. fol. [illegible] ubi [illegible]
[illegible], et quod quis possit cogi ad concordiam [illegible] l. 650.
Militis [illegible] Sabini buccellas [illegible] ad [illegible]
cum [illegible] Salomonis, quod refert Bal. in cons. 38. n.º 32. vol.
i. fol. 79.
pacem nonnulla pulchra [illegible] Barb. in cons. p.º vol. 3. fol.
11. col. i.

Mon.[illegible]

[illegible]

An[illegible]

[illegible]

ho[illegible]
Privi[illegible]

Han[illegible]

tro[illegible]

[illegible]

Mon[illegible] [illegible] [illegible] ad [illegible] [illegible] [illegible] [illegible], ut in [illegible] [illegible] Menoch. [illegible] 50. num. 26. in [illegible] [illegible] [illegible] in l. [illegible] mulier. nº [illegible] [illegible] et ita [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Aret. in cons. 50. nº 6. et pulchre [illegible] [illegible] Cas. in l. [illegible] [illegible] ff. [illegible] [illegible]

Haereditas [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] ff. de vulg. et pupil. et [illegible] in l. i. § [illegible] ff. de acqr. poss.

Privatio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Crau. in cons. i. nº 6.

Haereditas et [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] [illegible] [illegible], et [illegible] l. minor 6 ff. [illegible] l. [illegible] [illegible] ff. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Aureus [illegible] nº 8.

[illegible]

[illegible]

... pag. 7.

... articuli ... intentis ... intellig... da Bar. in l. ... n.° 4. ... in Apostil. ... tatis ff. de ...

... ambigua libelli ... libelli ... tuto ad ... libellandum, alias ad. Bar. in l. ... stipulanti. ... n.° 9. ff. de ... oblig.

... sufficit qd ... dicat ...

... L. qd si minor ... Bar. ... mirabi... l. maior ... ff. ... fallit ...

... principis. ...

... actio ... petitionis ... Bar ... in l. ... ff. de ...

... fundam ...

[illegible]

Libelli

Libellus [illegible] solemnis [illegible] magis [illegible]
[illegible] lib. [illegible]

[illegible] libelli [illegible]

[illegible] clausula [illegible]

[illegible] in modum libellus [illegible]

[illegible] Aretin [illegible]

[illegible] libellus [illegible] membra [illegible]

[illegible] 33 [illegible] statuend. [illegible]

[illegible]

[illegible] 41.7 [illegible]

[illegible]

[illegible] Aretin [illegible]

[illegible] alteram [illegible]

[illegible]

[illegible]

Libellus [illegible] contra [illegible]

[illegible] Aretin. [illegible]

[illegible] procuratorem [illegible]

[illegible] statim [illegible]

[illegible]

Libellus [illegible]

[illegible] Aretin. [illegible]

2. [illegible] libelli [illegible]

[illegible]

Libellus [illegible]

[illegible]

[illegible] Aretin [illegible]

[illegible]

[illegible]

Libellus [illegible]

[illegible]

Libellus [illegible]

[illegible]

[illegible] 38. [illegible]

Libellus [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Appellari [illegible] et [illegible] [illegible] [illegible] Romani [illegible] [illegible] appell. [illegible]

[illegible]

Appellari [illegible]

Qui appellandi [illegible] [illegible] [illegible] ... illum fatale [illegible] ... appell. [illegible] ... sententia [illegible] appell. [illegible] in l. [illegible] tona. [illegible] spec.

Appellari [illegible] qua [illegible] [illegible] tradit Jas. in l. admonendi no. 42. ff. de iureiur. in 2a com.

Appellari [illegible] ab interlocutoria [illegible] magis [illegible] opinio Crau. in cons. 273. no. 14. par. 2.

Appellatio alias de iure prohibita [illegible] ad [illegible], puta si appellet a [illegible] possessorij. Crau. in cons. 273. no. 14. par. 2.

Quando iudex appellationis [illegible] [illegible] in [illegible] formae. [illegible] 1. [illegible] ff. de appel.

Appellatio in criminalib. q. [illegible] casib. admittitur

[illegible]

Appellatio ad principem omisso medio regulariter non admittitur l. [illegible] de appella. c. [illegible] cl. 2. de appell. fallit in [illegible] quos [illegible] Socyn. [illegible] 23. appellandum non est gradatim, fallit [illegible] Damasi [illegible] 14.

Appellatio [illegible] [illegible] [illegible] ... appella. l. [illegible] ... appella. [illegible] ... [illegible]

Appellationis

Appell.° an [illegible] mitatz in [illegible] Caesar [illegible]
L. [illegible] Ead nomine possess fui. app. d. [illegible] Gabr. 25. [illegible]
[illegible] 15. [illegible] 16. [illegible] usl.

[illegible] iudex [illegible] appell.° [illegible] an [illegible]
[illegible] Gabr. [illegible] 54. [illegible]
[illegible] valeat [illegible]
[illegible]
[illegible]
[illegible]

In appellat.e an [illegible] possit ad [illegible] deberent [illegible]
[illegible] fid. [illegible] f. 168. à n.° 17. usq. ad 30. par. 2.ae

[illegible] in prin. ff. [illegible]
Appell.° [illegible]
[illegible]

[illegible] appellat.e [illegible] ab [illegible]
[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

R. [illegible] arguta.
Restitutio in integrum et remedium l. 2 C. de rescin. vend. non competit contra tertium possessorem, tradit Grav. in cons. 1 n. 15 vol. 1 f. 16
De iure tertij quod possit agi, vel excipi [illegible]
act. [illegible] Gl. specialis et generalis [illegible]
R. [illegible] alios acta [illegible] iudicat [illegible] ad hanc [illegible]
plures decisiones Rot. in [illegible] 85 l. 2 n. 4 [illegible] 149 [illegible]
[illegible]

[illegible]

Mulier si habuit in dote a patre aliquod bonum ... pro in
[illegible] filius eius cum [illegible] constituat ipse
[illegible] l. Pomponius Philadelphus ff.
fam. [illegible] ubi [illegible] adverte.

[illegible]

[illegible]

[illegible] n.º 35. pag. 65. par. 1.

[illegible]

Ex.i.xxi.

Meliorationes, licet p beneficiatu in solo beneficii fiant, ad amittuntur
et si dimittat beneficium, ut competenter dimittere ff deberet.
et ipsius tas ad hoc extrav. c. si qs ꝯ prou. cler.

amittit
[illegible]

Excep[illegible]

[illegible]

Qu[illegible]

Exa[illegible]

Excep[illegible]

Exceptio facilius admittitur, quam actio [illegible] ex diversis ratione [illegible] diversis. l. 1. §. [illegible] ff. de suspectis [illegible]

[illegible]

[illegible] exceptiones [illegible]
includi [illegible] aliqua exceptione anomala [illegible]
[illegible] exceptione [illegible]
[illegible] Bal. in l. exceptionem C. de proba[illegible]
[illegible] Admin[illegible]

Cui datur actio ad [illegible], multo magis exceptio [illegible]
[illegible] l. 3. C. de edili. indi. et ibi [illegible]

Quod [illegible] actio [illegible] agenti [illegible] exceptio l. 2 ff. de
[illegible] l. [illegible] ff. de [illegible]
[illegible] 145 [illegible]

[illegible]

[illegible] 43. [illegible]

Exceptio [illegible]

Exceptio de l. ratione [illegible]
li. [illegible] l. 2. de [illegible]
de exceptione [illegible] in Clem. Sæpe in verbo libellus n.° 14. [illegible]
[illegible] fallit [illegible]
[illegible] in [illegible] B.

Negativa exceptio non est probanda, [illegible]
[illegible]
[illegible] falso [illegible]
[illegible] n.° 3 et 14 [illegible]
[illegible]

Except.

Exceptio an sit de actis [illegible] [illegible] [illegible] [illegible]
[illegible]

L'exceptio est num. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] Afflic. decisio 2 [illegible]
Negativa postposita verbo operat in totum [illegible] in l. 1. [illegible] si mihi et 2
ff. de verb. oblig. f. 245. ex mente Bal. ibidem relati

à [illegible]

[illegible]

[illegible]

[illegible]

Ab [illegible]

Ad: [illegible]

Adv [illegible]

[illegible]

Propo[illegible]

Horr[illegible]

Ta[illegible]

vinc[illegible]

[illegible]

[illegible] inimicos sine causa [illegible]

[illegible]

[illegible] aut primo [illegible] quod illi minat [illegible]
[illegible] factu[illegible] et nihilominus non adhibuit diligentiam [illegible]
[illegible] eam [illegible] officio [illegible] sibi locum [illegible]
[illegible] Bal. [illegible] Rapt. in l. [illegible]
[illegible] obblig. Bal. in l. falsus ff. de furt. At in [illegible]
[illegible] Bal. declarat, an damnum, quod passus [illegible] inimicitia [illegible]
[illegible] partialitates [illegible]
Ab [illegible] ex cibo, [illegible] simulans. [illegible]
Ad [illegible] officialis sufficit inimicitia [illegible]
Ad [illegible] inimicitia [illegible] illa [illegible]
[illegible] inimicus ad [illegible]
[illegible] inimicitias [illegible] suffic[illegible] [illegible] 16 [illegible]
[illegible] Collig[illegible] [illegible]
[illegible]
Hostiu[m] incursus inter casus fortuitos, ac inopinatos connumerat[ur] Tiraq. de retrac. conven. § 2. gl. 1. n. 18.
[illegible]
[illegible]

[illegible]
natu[illegible]
[illegible]
Estim[illegible]
[illegible]
Prob[illegible]
[illegible]

[illegible] qui [illegible] et probationes [illegible] adu[illegible] exquiritur [illegible] probatio.
[illegible] Alex. in cons. 24. vol. 2. et Crau. in cons. 13. n° 20. [illegible]
natura actus alias unitas [illegible] probationes et minus legitime
admittitur: ut [illegible] Alex. in cons. 64. col. 1. vol. 1.
[illegible] et plena probatio, quae iudicis animum inducit ad [illegible]
[illegible] aliquid [illegible], [illegible] doctores in l. admonendi.
[illegible] et in l. [illegible]
[illegible] C. [illegible] vol.
[illegible] ubi Sal. C. [illegible] [illegible]
[illegible] et [illegible] Sal. in l. [illegible] C. [illegible]
[illegible] probatio.
[illegible] [illegible]
[illegible] l. [illegible], et ibi Bar. [illegible]
Pau. in l. [illegible] C. [illegible] milit. Alex. cons. 92. n° 6. vol. [illegible]
ubi [illegible] publice sumpta, et [illegible]
[illegible] scripturae [illegible] probant, [illegible] Alex. cons. 141. n° 6. vol. [illegible]
[illegible] Soc. cons. 49. col. 3. vol. 3. Dec. cons. 21. n° 10. Ias. in l.
[illegible] n° 35. [illegible] Paris. cons. 4. n° 5. vol. 4. [illegible]
Ias. in [illegible] l. [illegible] n° 36. [illegible]
[illegible] libri [illegible] probant [illegible]
[illegible] Crau. [illegible]
[illegible] n° [illegible] cons. 89.
n° 12. vol. 1. et Soc. iun. cons. 61. n° 2. 3. vol. 3.
Probat [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Vide [illegible] n° 35 [illegible] et [illegible]

[illegible] inquitur Alex in c. 3 [illegible]

[illegible]

Probationibus.

3 in lib. [illegible]

[illegible]

[illegible]

[illegible] Mero. d'arb. Iud. lib. 2 cent. 1 cas. 93 f. 128 [illegible]

[illegible]

[illegible]

[illegible] tesaurali [illegible] affirmativa [illegible]

[illegible]

Officio innovati [illegible] auctoritatis in [illegible]

[illegible]

Probationib.

[illegible] plena [illegible] cum plena probatio [illegible] in [illegible] Crau. n. 18 [illegible]
[illegible] n° 10
[illegible]
[illegible] Crau. n. cs. 35 n° 8. [illegible] 30. [illegible]
[illegible] ibi [illegible] habet
[illegible] cos. 19. n° 20.
[illegible] probatioñ [illegible]
[illegible] cc. 29 vol. 3.
[illegible] Barb. in cos. 27. [illegible] cos. 4 [illegible]
[illegible] explicant [illegible] in obser. 100. cal. 2 [illegible]
[illegible]
[illegible] Barb. [illegible]
[illegible] 611
[illegible]
probationes [illegible] probationib. accorie [illegible] fol.
[illegible] quod in [illegible] cs. 6 n° 4 [illegible]
cas. 2. [illegible] apud [illegible] quando [illegible]
[illegible] 43 n° 30. lib. 181
[illegible] auctoritatib [illegible]
Borgn. Canale in 2a par. [illegible]
decisionis [illegible]
[illegible] Tabellioni
[illegible] cons. n° 31 [illegible]
[illegible] adimuat [illegible] faciat [illegible]
[illegible] 45. vol. 6
[illegible] probatio [illegible] cs. 4 [illegible] n° [illegible]
vid. inf. fol. 404.

[illegible]

2. [illegible] Bal. doctrina ibidem [illegible]
[illegible] fuit ob contumaciam [illegible] notoria comparat et punit
contumaciam [illegible] cum [illegible] indiciis subjicit quomodolibet [illegible]
[illegible] contumaciam. [illegible]
Sola [illegible] sufficit ad condemnandum [illegible] in tit. de accusa. in 4.
par. [illegible] col. 8. [illegible] ad poenam [illegible] accusatus. [illegible]
Contumacia reddit reos culpabiles, quia [illegible] contumax [illegible] in dolo [illegible]
dolus Bar. in l. minor [illegible] ff. de min. et qui in dolo
[illegible] in culpa quia dolus [illegible] culpa [illegible] ff. de [illegible]
[illegible] doctrinam [illegible] paulo [illegible] poenam ordi-
nariam l. absentem ff. de poen. ubi [illegible] declarat [illegible]
[illegible] in mor. [illegible] et [illegible] ibidem in mor. [illegible]

Hum[illegible]

Temp[illegible]

Temp[illegible]

Accy[illegible]

Tempo[illegible]

Temp[illegible]

Sol[illegible]

[illegible]

[illegible] 13 q. w. ta
[illegible] audit. post. l. [illegible] c. [illegible] accus. [illegible]
in ca criminali [illegible] [illegible] [illegible]
[illegible] 23.

Humanu [illegible] frequentes casus dilation. accipi. l. [illegible]
[illegible].

Tempus [illegible] edend. [illegible] minus [illegible]
soluen. q. tardius soluit. [illegible] plus autem, [illegible] actio. [illegible] Rol.
a Val. in cons. 8. n.° 9. tom. 2.

Tempus [illegible] in [illegible] ac restitutionis in integru
[illegible]
[illegible] a cons. [illegible]
[illegible]

Act. [illegible] ultra [illegible]
[illegible] sufficit [illegible]
[illegible]

Tempora ad studendum [illegible] Pontificio, atq. sacra Theologia,
ac [illegible] studijs [illegible] Arb. [illegible] lib. 2. cons. 1.
n.° 22. et [illegible] 86. fol. 106. col. 3. ubi et [illegible] quanto [illegible]
[illegible] Aret. et Bar.

Tempus facili a memoria excedit [illegible] ius [illegible] de [illegible]
[illegible] n.° 14.
[illegible] statuerit dilation. octo dies, et lapsis [illegible] dieb. [illegible]
[illegible] octo dies [illegible] 2.dus [illegible] currit tunc [illegible]
[illegible] prior finitus fuerit Tiraq. de [illegible] [illegible] 2 gl. 1
n.° 23. f. 689.

[illegible] et alimenta [illegible] habitu [illegible] ad bona [illegible] mortis [illegible]
[illegible] obligatus [illegible] ut [illegible] multa cumulat
Decia. cons. 2. n.° 52. et cons. 59. n.° 18. et 19. vol. 4. et Las. in
l. stipulatio hoc modo concepta n.° 26. ff. de uer. oblig.
De dot. ponit Bal. Nouell. de dot. par. 6. priuil. 17. n.° 4.
De alimentis aut. [illegible] dubiu, [illegible] iuxta eius faculta-
tis [illegible] ut plura [illegible] Caualcan.
[illegible] in 2. par.

[illegible] de prioritate, et posterioritate [illegible]
[illegible] prioritate [illegible]
[illegible] Tiraq. de [illegible] 11. gl. 1. n.° X.
[illegible] Minod. cons. 1. n.° 219.

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
Qui[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Obligationes

[illegible]

Promissio [illegible] incerti ad [illegible] ea stipulatio [illegible] sibilis. Jas. in l. dicti n.° 3. ff. eod.

Promisso tempore intelligenda ut non sit frustratoria [illegible] ff. de [illegible] l. [illegible]

[illegible]

Promittens [illegible] in favorem abbatis, quo primo stipulis [illegible] ex huiusmodi [illegible] si ipse abbatis l. 2. C. de [illegible] Carav. in [illegible] 12 n.° [illegible] 22.

Qui promisit [illegible] facere secundum [illegible] stipulationem promittere, ad aut dare fideiussorem, vel pignora. [illegible] in l. 1 n.° 1 ff. [illegible]

Promissio a die acceptationis an sit revocabilis [illegible] Sanch. [illegible] lib. 1 disput. [illegible]

[illegible] Dominic[us]

[illegible]

[illegible] alii, vel alii Rom. [illegible] [illegible]
[illegible] [illegible] [illegible]
Gudie [illegible] [illegible] magni
[illegible] [illegible] communicatione [illegible]
[illegible] [illegible]
[illegible] [illegible]
[illegible]

[illegible] pulchri montis Timey. [illegible] n. 159.
di [illegible] [illegible]

[illegible] in actis, nec [illegible] adhibiti [illegible]. [illegible] Gabr. [illegible]
[illegible]

[illegible] [illegible] [illegible]
[illegible]

[illegible]

Potestas ... [illegible] ... valeat ... [illegible]

[illegible]

[illegible]

... sola animo amittitur Crav. in cons. 4. n. 7.

Tamen ... amittitur ... naturalis ... [illegible] ... et multo magis ... ad amittendum Crav. in cons. ... n.° 8. ... [illegible]

... Bal. in cons. 13. Dominus Jordanus ... lib. 2. ... Crav. in ... citato loco. Vide eundem Crav. in cons. 5. n.° 9. ubi ... Italia amittitur quando ... occupat ... [illegible] ... formidola ... [illegible]

... [illegible] ... tota sua familia

Possessorib[us], & Possessionib[us].

[illegible] ... [illegible] ... [illegible]

[illegible] ... [illegible] ... 5 n.º 6

Cogi possessor ab eo [illegible] titulus sue possessionis [illegible] q[ue]dam contrariis p[ossessor] an [illegible] possideat. l. cogi. C. [illegible]

V. [illegible] col. [illegible] nota

Mala fides [illegible] ad [illegible] ad usucapionem locum esse [illegible] quest. 159 [illegible] Minoel. [illegible] Arbitr. [illegible] lib. 2 cas. 3 [illegible] 228. [illegible] fol. 224.

[illegible] ante omnia [illegible] possidere [illegible] et [illegible] a [illegible] et [illegible] fol. 127

[illegible] et 16. vol. 1. f. 64.

Possessorius et petitorius [illegible] Pap. in for. lib. [illegible] fol. 196 et seq.

Possessio [illegible] n.º 4. vol. 147.

[illegible] ad [illegible] vol. 4 [illegible] 98. [illegible] 3. [illegible] 4 [illegible]

Titulus [illegible] in l. [illegible] C. [illegible] n.º 41 et 42. fol. 110. vol. 5.

Possidere [illegible] Cabal. in Dec. 28 n.º 14. in addit. fol. 117. et [illegible] fol. 106. [illegible]

Possession [illegible] appellat. [illegible] vol. 4 [illegible] fol. 61. col. 3. [illegible]

[illegible] possessionis [illegible] Pal. in [illegible] n.º 49. f. [illegible] 45. col. 1. [illegible]

Possidere [illegible] lib. 2.

Possessori [illegible] possessionem suam iustificare et [illegible] n.º [illegible]

Possessori [illegible] sufficit [illegible] titulo [illegible] aut intrinsecam tit. [illegible] vol. 4.

Possessor bone fidei facit fructus suos, [illegible] 84. n.º 5. vol. 4. [illegible] factus locupletior ut ibi n.º 43

Possessor male fidei in restitut. fructuum [illegible] vol. 4.

Rex vel Princeps si facit citari aliquem suum baronem ut sibi ostendat, an, et in castris quae possidet alias ibidem ea sibi audiens citatio est ipso iure nulla, quia nemo cogitur ostendere titulum suae possessionis, las. in l. in conscript. n° 116. ff. de iur. confis.

Possessio violata nullum ius tribuit Rot. à Vel. in cons. 13. n° 48. vol. 3.

Successor de dre ec in mala fide licet eius auctor bene et pie intelligendo, tradit Decia. resp. 40. n° 65. vol. 4.

Possessio totius praestationis ... per receptionem, et exactionem partis ... in l. ... 30. vel 40. annos ... Rom. in cons. 95. n° 4. et not. Mascard. de probatio. concl. 1183. n° 1. ... 39. ... et 3. ... 2. vol. 46. et 47.

Unica solutio sufficit ad probandam possessionem ut tradit Rom. in cons. 311. in fi. et ... Bal. in cons. 205. incip. in causa, quae vertitur n° 3. vers. tamen illud in contrario vol. 3.

Spoliatus de facto, de facto et, et an ... est restituendus, latius ...

... n° 2. 3. ... n° 4 ... n° 237.

... ut ... l. ...

... n° 9. l. 12.

... 142

[illegible]

De a[illegible]

[illegible]

De a[illegible]

[illegible]

Valor[illegible]

[illegible]

[illegible] dolo [illegible]

[illegible] pulsu [illegible]

[illegible]

[illegible] Crau. cons. 453. [illegible]

[illegible] dat [illegible]

[illegible] ff. de dolo [illegible] et in transact. [illegible]

[illegible] de dolo [illegible] l. optimus. C. de dolo

[illegible] unus [illegible] in subtrahendo, alius in celando [illegible]

[illegible]

[illegible] alienandi. [illegible] ut [illegible] titulo alienationis [illegible] possidentis diversa [illegible] vendicent et [illegible] alienat. act. in [illegible] [illegible] ad [illegible] l. [illegible] ff. de [illegible] mut. cau. fac.

Ex veritatis occultat. dolus [illegible] Alex. in cons. 109. n.o 10. et seq. lib. 4. et Dec. in cons. 110. n.o 9. vers. et in d. dictis et Crau. in cons. 192. n.o 14. Sicuti et pariter

Ex assert. [illegible] dolus [illegible], ut probat [illegible] Dec. in l. si qs affirmaverit. § 1. et l. qd venditor, et l. et eleganter. § [illegible] Pomponius ff. de dolo. et Dec. [illegible] in cons. 54. n.o [illegible] lib. 3.

Ubicumq. intervenit enormiss.a laesio, de eo ipso intervenisse dolus, [illegible] quaelibet renunciationi quibusvis iur.to firmatae derogavit [illegible] veriss. [illegible] cum [illegible] in auctoritatib. ampliss. [illegible] Cephal. in cons. 751. [illegible] 5.o

Valor bonor. dignoscitur ex reditu 20. annor., Caudle. decis. 1. n.o 21. par. 2.

[illegible] Almerus.

[illegible]

[illegible]

Stan[illegible]

Dona[illegible]

Domi[illegible]

Vestimentis.

[illegible]

Stante statuto, quod mulier lucretur donationem propter nuptias, solum lucrabitur pro ea parte, pro qua dos completur soluta, Rol. in cons. x. n. 3. lib. i.

Donata per cohaerentes sponsi sponsae, an cedant commodo ipsius sponsi [illegible] tradit Rol. in cons. x. n. 8. [illegible] lib. i.

Donatio propter nuptias mulier [illegible] viro ac [illegible] donationem C. de Iur. Dot.

[illegible]

[illegible]

[illegible]

[illegible]

Donatio facta à sponso sponsae valet et tenet, licet traditio sit facta post contractum matrimonium dummodo à sponso ante [illegible] contractum fuerit facta traditio procuratori uxoris, [illegible] à [illegible] [illegible] sponsae, [illegible] ab ipso sponso [illegible] fuerit. tex. est apertus in l. si sponsus ff. de donatio. int. vir. et uxo. et ibi Bal.

Donatio inter vir. et uxorem [illegible] et si donator [illegible] [illegible] [illegible] Fabr. in [illegible] vol. 1. f. 78. [illegible] [illegible]

Donatio inter virum, et uxorem [illegible] matrimonium non [illegible] traditio. l. Papinianus. ff. de dona. int. vir. et uxo. [illegible] [illegible] [illegible]

[illegible]

Tutor vel Curator aut Commissarius recuperans [illegible] [illegible]

virtutis non aliqua illius ad eius tutelam vel curam aut co-

missariam est deputatus et assistit punitur [illegible] Civiliter [illegible]

et criminaliter, ut de Civili actione est tex. in l. Tutor, qui

repertorium. §. si quas usuras ff. de adm. tut. cum ibi cor. per Caval.

adnotatis in tractatu suo de Tutorib. et Curat. n° mihi

116 fol. 66. et de criminali [illegible] ibidem [illegible] potest [illegible] puniri [illegible]

[illegible] bonorum [illegible] [illegible] [illegible] 85.

col. 2. et alios per d. Cavalcanum allegatos in [illegible] [illegible] [illegible]

[illegible]

[illegible] in aetatis [illegible] [illegible] [illegible]

Nater tutelae [illegible] [illegible]

[illegible] [illegible]

[illegible] 36. et Barb. in [illegible] xi. vol. 3. fol. mihi 23. et sq.

Si [illegible] est mihi, [illegible] tutor talium pupillorum in [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] casu [illegible]

pupilli damnificatur [illegible] administratio [illegible] tutelas [illegible]

[illegible] Bal. in l. [illegible] adm. tut. [illegible]

[illegible] alios ibi [illegible], Arno. in [illegible] 70.

Qui [illegible] successione [illegible] in tutela tradit Barb. in

[illegible] xi. vol. 3. fol. mihi 23. et sq.

De [illegible] tutoris [illegible] adhiberi [illegible] Tabor. in [illegible]

36 vol. 1.

Tutor removetur ab officio si non conficit inventarium [illegible] in dolo

Rol. a Val. in [illegible] 49. n° 16 vol. 3.

De [illegible] [illegible] quomodo sit [illegible]

[illegible] discutit Menoch. de Arb. iud. lib. 2. cent. 3. casu 209.

fol. mihi 214.

[illegible] pupilli [illegible] eius tutor [illegible] in

[illegible] tutor. C. [illegible] tute. [illegible].

Tutor [illegible] pupilli [illegible] sibi ipsi [illegible] absque iudicis decr-

[illegible] bonis [illegible] non posse [illegible] 13.

[illegible] 14. [illegible] immo [illegible] sibi solverit, ut ibi n° 16.

Qui temerarias et incultas actiones [illegible] [illegible] [illegible]
[illegible] causa, sed et in expensas l. eos, qui temere ff. de iudi. l. si mo.
[illegible] [illegible] [illegible] actor prius obligatur expensis [illegible]
[illegible] [illegible] et [illegible] l. p.a C. de [illegible] l. qui [illegible]
[illegible] [illegible] ff. de [illegible] l. i. in illis verbis [illegible] [illegible]
ad [illegible] ff. [illegible] [illegible] [illegible] [illegible] [illegible]
agas, periculosa [illegible] [illegible] [illegible], [illegible] [illegible] [illegible],
et illius [illegible] cogitatio, [illegible] [illegible] [illegible], et [illegible]
[illegible] l. [illegible] ff. de [illegible] [illegible] [illegible]
[illegible] Hyeronimus a laurentijs in [illegible] [illegible] [illegible] [illegible] XXXI
num. 7. Vide [illegible] Afflic. decis. 60. n.o 3.o et 4.o ubi in [illegible]
[illegible] actor [illegible], et [illegible] [illegible] [illegible] [illegible], [illegible]
[illegible] [illegible] absolutoria [illegible] iura ibidem allegata, ubi [illegible]
ita iudicatum fuisse [illegible] [illegible], et [illegible] actor fuit [illegible]
[illegible] in expensis [illegible] [illegible] [illegible] [illegible]
l. [illegible] Marcellus ff. de pac. dota.
[illegible] [illegible] [illegible] [illegible] [illegible]

[illegible]

Actio quanto maioris [illegible] [illegible] civilis [illegible] [illegible] in [illegible]
quanto minoris [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]: in [illegible] vero quanto minoris [illegible]
[illegible] [illegible] [illegible] [illegible] in l. Iulianus ff. de actio.
[illegible] [illegible] l. [illegible] si [illegible] [illegible] si plures ff. de edilitio edicto
[illegible] [illegible] not. Gl. in d.a l. Iulianus [illegible] [illegible]
Albe. Bar. Bal. Pau. et Sal. et [illegible] [illegible] [illegible]
[illegible] Bar. et Pau. [illegible] [illegible] Rom.
[illegible] actio [illegible] [illegible] [illegible]
[illegible] [illegible] l. Iulianus. [illegible] ex vendito. ff. de actio.
[illegible] Paul. [illegible]
actio [illegible] civili, quae competit ad vindictam, tollit
criminalis accusatio, [illegible] l. [illegible]
4. [illegible] ubi [illegible]

[illegible]

A[illegible] et A[illegible].

Necessaria ad agriculturam ad [illegible] in [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] trad. contr. [illegible] et ad l. obligat. [illegible] pignor. [illegible] [illegible] in [illegible] [illegible] arbitr. [illegible] lib. 2 [illegible] tom. 3 18. [illegible] [illegible] [illegible] [illegible]

Cumulari posse Iudicium Civile, et Criminale, [illegible] [illegible] 14. [illegible] f. 23.

Si aliquod animal aggreditur aliud cum offendendi [illegible] et animal [illegible] [illegible] et [illegible], Dominus eius excusatur, et [illegible] [illegible] [illegible] dari damnum nec dari animal [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Aucts. [illegible] si quadr. paup. [illegible] dica.

[illegible] ex [illegible] [illegible] [illegible] personalis [illegible] ex obligat. [illegible] [illegible] [illegible] obligat.

Actio pignoraticia [illegible] personalis [illegible] [illegible] [illegible] et [illegible] [illegible] ex [illegible] in L. fi. C. [illegible] distr. pig. ubi [illegible] qd actio pignoraticia est in personam, [illegible] [illegible], et ita [illegible] Bar. et alij [illegible] [illegible] [illegible]

Excussionibus [illegible]

[illegible] [illegible] n° [illegible] [illegible] [illegible] Coutent [illegible] [illegible]
libell [illegible] [illegible] [illegible] exceptioni [illegible]
[illegible] et singularia [illegible] n° [illegible].

Excussio [illegible] d. aspicit Iuris, fuit sing. voluit Bal. in l. si maneremus [illegible]
ff. d. inie. in apostil. suis in m. [illegible].

[illegible] [illegible] quando minus ab [illegible] principali [illegible], ut fideiussor [illegible]
[illegible] hosti opponi [illegible] [illegible] excussionis [illegible]
[illegible] [illegible] potest opponi [illegible] [illegible] [illegible]
n° 10. ff. [illegible] fol. 43. [illegible] opponi possit [illegible]
[illegible] [illegible] [illegible] lib. 4 [illegible] n° 27 [illegible]
[illegible] [illegible] conventionis, [illegible] [illegible] [illegible]
[illegible], ut in eod. [illegible].

[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] Reg. d. [illegible] et Syp. 4 mem. 8. [illegible] n° 31.
fol. 280. [illegible] [illegible] [illegible] qualificando iudicio [illegible]
notanda [illegible] excussione.

Excussio facta [illegible] [illegible] creditoris [illegible] [illegible], [illegible] in
forma [illegible] lib. [illegible] Syp. in [illegible] exceptiones excussionis
n° 24. [redacted] ubi [illegible].
[illegible] Reg. d. [illegible] et Syp. l. mem. 8. [illegible] n° 38. fol. 287.

De hac excussionis [illegible] [illegible] plena manu p Gabr. [illegible] Cons.
lib. 3. d. fideiussoribus Cons. 1. fol. 372. et [illegible].

[illegible] mulieri agenti ad dotis restitutionem obstat exceptio [illegible] ex:
cussi mariti, [illegible] ibidem n° 21. et seq. [illegible] utramque partem.

Quomodo excussio est facienda in persona [illegible] principalis debitoris
[illegible] [illegible] [illegible] in bonis [illegible] sed et in omnibus [illegible]
[illegible], ut ibi n° 44.

Si [illegible] debitori [illegible] bona creditoris [illegible] [illegible]
[illegible] ut debitor [illegible] ad [illegible] [illegible] [illegible] possessores
ad debent molestari, ibi n° 45.

Ubi creditor [illegible] [illegible] [illegible] [illegible] [illegible], tunc [illegible]
excussio, ibi n° 77.

Item [illegible] in fideiussori, [illegible] [illegible] fideiussit [illegible] in possessori,
[illegible], [illegible] possidet, ibi n° 79.

[illegible] in fideiussori, aut possessori [illegible] [illegible] excussionem
[illegible] principalis n° 78

[illegible] principalis, [illegible] [illegible] [illegible] [illegible] [illegible]
iudicio n° 80.
[illegible] [illegible] [illegible] ibidem.

Excussionibus.

Vide ... p. 4 3 2.

[illegible]
[illegible]
Templ[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
Scrip[illegible]
[illegible]
Scriptu[illegible]
[illegible]
L.[illegible]
[illegible]
pag[illegible]
Ita [illegible]
[illegible]
[illegible]
D. [illegible]
ap[illegible]
Allega[illegible]
[illegible]
Ordo s[illegible]
2 [illegible]

Scriptura

Scriptura privata negata facit praesumptionem quod esset cohaerta ab alteriis ... Bar. in l. admonendi ff. de iureiur.

Scriptura publica ... cum privata ipsa ... nisi ... l. scripturas ... pag. 51. col. 2. vol. 3. — Vide Covar. prac. quaest. cap. 22. n. 5. f. 343.

... sufficit, sed si amissa sit oportet ... scriptam, ut ... ad ...

De fide et auctoritate privatae scripturae disserit Covar. prac. quaest. cap. 22. f. 338. col. 2.

Allegans amissionem alicuius scripturae quod probare debeat ... Decis. 274. fol. 103. et Decis. 302. fol. 116.

... scripturae collatione ... lib. 2. cons. 2. casu 189. fol. 189. n. 5.

[illegible]

Arbiter [illegible] Bartolus not. [illegible]

[illegible] et tradit [illegible] Anno [illegible]

[illegible]

Arbiter [illegible] Arbi[illegible]

[illegible]

Arbiter [illegible] alterius [illegible] sub tit. de Iudicib[us] [illegible] index [illegible] causis

Arbitramentis an [illegible] Cepol. [illegible]

Arbiter [illegible] ad [illegible], Marcell. [illegible]

Arbiter [illegible], Marcell. [illegible]
10 i 9. 48.

[illegible]

[illegible] Vid. [illegible]

[illegible] arbitrar. [illegible]

Tempus in compromisso [illegible]

[illegible]

Arbitr. [illegible]

[illegible]

Sententia arbitralis lata [illegible]

Latis arbitrariis datis executio [illegible] [illegible]
arbitr. Paul. in for. lib. [illegible]

[illegible] c[illegible] obs[illegible] arbitraria et [illegible] cum bona
[illegible] quod civili, ut [illegible] dilect. c. [illegible]
[illegible] ad [illegible] ff. [illegible]
[illegible] Comis. [illegible] Paris a[illegible]

Remissis.

Transactio [illegible] qui laudavit et confirmavit ... [illegible]
[illegible] 85 [illegible]
[illegible]

[illegible]

Plus d[illegible]
[illegible]
[illegible]
Plus [illegible]
[illegible]
Sal[illegible]
5l. [illegible]
1l. [illegible]
[illegible]
[illegible]
[illegible]

Plus petitionibus.

Plus debito petens, cadit à toto. l. vn. C. de plus petit. [illegible] *
[illegible] in d. l. in illis ver. [illegible] et [illegible], [illegible]
[illegible] num. 5. inst. de act. et [illegible] iustas cam [illegible] totum [illegible]
plus debito sibi [illegible] [illegible] [illegible] in [illegible]
[illegible] Ale. qui [illegible] [illegible] in l. 1. [illegible]
Salicet. ibid. in [illegible] Cagno. in l. ad [illegible] num. 6. [illegible]
Sl. in c. 2. ubi Geminianus, num. 18. Franc. num. 14. de [illegible]
lib. 6. Vide omnino de hac m[ateri]a, et an actor plus petens in [illegible]
[illegible] auctori in [illegible] [illegible] in [illegible]
sub littera S ver. Plus debito petere [illegible].
[illegible] tempus [illegible] plus petere [illegible]
in [illegible] à debitore [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] 35. n. 7

[illegible]
Illud [illegible]
[illegible]
[illegible]
Illud [illegible]
[illegible]
21 [illegible]
[illegible]

Facito, et ... crimini. Titul. ...

Verisimilitudo cognata non appellatur à Bal. in cons. 180. lib. 3

Illud de iuri ... est ... ad sic statutum, quod ... liter fuisset statutum ... fin. ... bata in. l. tali pactum. ff. de pac.

Illud, quod ... falsitatis ... vol. ... ff. ... verisimili ... 21. vol. 2.

... audire adversus ... [illegible]

[illegible]

... aliena ... bi.

[illegible]

... Cravetta ...

... aliter ... illud ...

... tam ... talis ...

... ad ... loci ... et praecipue in cons. 83. ... 20 ... et in ... 34 ... aliis locis ... ibidem ...

... longe ...

... ut ait Barb. in cons. 21. pag. 51 col. 4 in lo. vol. 3.° ... ubi loquitur in ... audientibus, sed ad ...

... causa ... Bal. ... cons. 278 ... mortalium ... infamiam ...

... l. Iulia ff. ... omissa ... et l. iust ...

... Cravetta in cons. 6. n.° 30. pag. 10.

... l. ... Tit. ...

Trāsmissionis.

Praefectus competens masculo excludenti foeminas, ex forma statuti trāsmittitur p ipsū ad suos haeredes, si decesserit ante agnitas haereditatis Alex. in cons. 20. col. vol. 1. Dec. in cons. 381. nu. 6. uers. Primo ad 2.dum pulcherrimē Cran. cons. 185. num. 3. usq in fi. et ubiq doctor. ad Gozm in l. si arrogator. ff. de adopt. Ant. cons. 50 num. 6 et pulcherrimè Pau. de Cas. in l. q duos. ff. de reb. dub.

De hac materia Transmissionis abundē adnotaui in lectionib. meis Patauinis in l. de maternis. C. q admitti.

Querela inofficiosi mota trāsmittitur ad haeredes; secus si nō sit mota gl. in l. cum mota. C. de transac.

[illegible]
mon[illegible]
Vnu[illegible]
[illegible]
Vnu[illegible]
Accu[illegible]
[illegible]
Vnu[illegible]
[illegible]

[illegible] Usura [illegible] Confessionis

In extractis [illegible] ad [illegible] fructus, et [illegible] a hoc [illegible] ta [illegible] sed [illegible] mod [illegible] In bona fide [illegible] extractis [illegible] mus [illegible] 2.a [illegible] actionis [illegible] Usuris.

Usura [illegible] circa vinculum [illegible] sed [illegible] L. 3a [illegible] Usuris.

[illegible] L. [illegible] C. d. Usur.

[illegible]

[illegible] obtinuit [illegible] exceptione [illegible]

[illegible] 14.

[illegible]

[illegible] post conclusionem in [illegible] in allegationibus [illegible] et sic ob- tinebitur.

Proxenita [illegible] ad restitutionem usurarum [illegible] 2

Usura [illegible] 14 [illegible] 4 [illegible]

Accusator Usurarie pravitatis [illegible] Arno [illegible] fol. [illegible] Arno, fol. [illegible]

[illegible] ad Ecclesiasticum iudicem [illegible] fol [illegible]

Debitor in mutuo [illegible] facit [illegible] committere [illegible] ei salarium. Arno, fol. 19.

[illegible] usurariam [illegible] infra XV. dies [illegible] fol. [illegible]

[illegible] usurarum [illegible] 6. [illegible] 42 [illegible] Cavale decis. 21. n.o 61. fol. 84 [illegible]

Usuri cur [illegible] tradit [illegible] Arb. [illegible] capu 194. n.o 56. lib 2. ca. 2. f. 194. col. 1.

Usura [illegible] L. [illegible] C. de Usur.* [illegible] calculatio, et [illegible] alias [illegible], Cavale decis. 21. n.o 30. fol. 85. [illegible] 291.

[illegible] uisa [illegible] [illegible] census ob alias causas quam cum pecunia numerata puta cum pannis, aut aliis mercibus [illegible], ut tunc traditis, uel in tot modiis frumenti, uel tot [illegible] uel cadis olei, et [illegible] similes contractus [illegible] Rauen in comment. Usuris notab. 22. n.º 88. fol. 22. et q.º 29. n.º 120. et 121. fol. 30. [illegible]

Usuris pacta et via in fauorem creditoris, et pacta in fauorem debitoris [illegible] tractus [illegible] usurarius Nat. cons. 670. n.º 10. [illegible] Item l. 8. contra q. 3. de usu.

Usurarius committit qui recipit commodum ex dilat. data ad soluendum [illegible] [illegible] in 5 casus. Nat. cons 670. n.º 2. et 6. [illegible]

Usura est [illegible] pretium ad certum tempus, quotiens tunc [illegible] erit maioris pretii, Nat. in d. cons. n.º 8. fallit quando [illegible] alias uenditurus, Cran. cons. 145. n.º 23. fol. 135.

[illegible] inutile an et quando [illegible] in contractu usurario, [illegible] Cauale. Decis. 13. n.º 36. 37. 40. 47. 48. 68. par. 2. [illegible]

Usurarius est [illegible] [illegible] usuris [illegible]
[illegible] quamquam [illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible] 29.[illegible]
[illegible]
[illegible]
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a etu[illegible]
ad p[illegible]
idua[illegible]
prim[illegible]
inter[illegible]
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Lac [illegible]
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na[illegible]
Con[illegible]
Cra[illegible]
ta[illegible]
[illegible]
[illegible]

Iudicia Tacito, et [illegible]

[illegible] [illegible] probatur P.° ex na [illegible] [illegible] in [illegible]
[illegible] 2.° ex consuetudine loci. L. quod si [illegible] [illegible]
[illegible] [illegible] l. [illegible] [illegible] [illegible] [illegible]
[illegible] 3.° ex [illegible] [illegible] [illegible] declarat quod [illegible]
inter contrahentes [illegible] in l. Titio [illegible] [illegible] [illegible] oblig.
et [illegible] ex conjecturis. et ideo sufficit quod sit verisimile. 2.° [illegible]
[illegible] [illegible] in casu [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] in [illegible] Patauinis [illegible]
[illegible] in l. [illegible] [illegible] [illegible] [illegible] loci [illegible] [illegible] [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
Tollitur ex [illegible]
[illegible], et N. Uxor mea [illegible] mihi ad [illegible] [illegible] [illegible] [illegible]
[illegible] accepto [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] et tacite [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] manifeste [illegible] [illegible]
[illegible] sed si Titius accepto [illegible] [illegible] [illegible] [illegible]
Tacitus in iud.° [illegible] [illegible] Crau. [illegible]
Dolus an [illegible] tacite [illegible] [illegible] Crau. [illegible] n.° [illegible]
Taciturnitas eius [illegible] [illegible] [illegible] facilius [illegible] [illegible] [illegible]
[illegible] [illegible] multo [illegible] [illegible] intellig. [illegible] [illegible]
[illegible] [illegible] [illegible] n.° [illegible]
[illegible] [illegible] [illegible] in [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible], et in [illegible] [illegible], tradit Crau. in cons. [illegible] n.° 10.
[illegible] in casibus diuersis, et dissimilibus [illegible] [illegible] [illegible]
[illegible] [illegible] ibi loci n.° 11.
[illegible] et [illegible] in [illegible] [illegible] [illegible] [illegible]
[illegible] n.° [illegible] [illegible] [illegible] [illegible]
multis citatis Mascardus [illegible] probatio [illegible] 1158. n.° 34.

[illegible]

[illegible]

xi. [illegible]

[illegible]

da [illegible]

hat [illegible]

[illegible]

Generalitas.

Quandocunque petitio, [illegible] et [illegible], seu transactio [illegible] generalis [illegible] alicui [illegible] in omnibus [illegible] in [illegible] tradit [illegible] for. lib. [illegible] ad [illegible] in [illegible] in Gl. [illegible] num. 2

[illegible] in aliqua lege aut alia decisione [illegible] [illegible] casu [illegible] generalis [illegible] intelligi [illegible] casus [illegible], ut [illegible] Bar. Bal. in l. regula [illegible] et [illegible]

[illegible]

Verba generalia [illegible] obligatoria [illegible] in l. 2. C. [illegible] causis colonis lib. XI. [illegible] in c. [illegible] et in l. obligationum [illegible] actio et obligat. [illegible] Lud. Rom. in Rub. ff. [illegible] Arbi. in 3. col. [illegible] Alex. in cons. 135. n.° 3 lib. 1. [illegible]

Verba [illegible] et generalis locutio [illegible] ad verba [illegible] aliqua [illegible] cons. 3. [illegible] qui [illegible] [illegible] sub [illegible] [illegible], ut [illegible] ibid. n.° [illegible]

[illegible] dispositio quantumcunque generalis debet restringi [illegible] [illegible] ut [illegible] alteri [illegible] [illegible] alterius [illegible] cons. 3. n.° [illegible]

[illegible] utcunque generalis [illegible] ad [illegible] [illegible] [illegible] n.° [illegible] licet [illegible]

[illegible] [illegible] alias generalis intelligendo [illegible] [illegible] [illegible] n.° [illegible]

Clausula [illegible] generalis [illegible] [illegible] Cravar. var. resol. lib. 3. [illegible] fol. 555. [illegible]

Quira
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Data
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Es.
ix.
240
Quita
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Ba
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Rau
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et.
52

Renunciationibus. Quitationibus.

Quitatio facta à pupillo tutori generaliter, non [illegible] tem-
pus una et eam reddiderit rationem suae administrationis, nihilominus ad
omnia [illegible] in l. sub praetextu C. de trans. per tex. in l. imperator
§ lucius ff. de pac. et ibi not. ubi loco [illegible] lat. n.°

Data enormissima laesione atque circumventi [illegible] post filiam, ut dotem [illegible] Vid. sup. f. 53. sub tit. de Renunciationibus vers. [illegible]
consequeretur cuicumque praemissioni factae in pactis dotalibus, ut am-
pliss. [illegible] in l. pactum sub n.° 7. vers. ad hoc facit alia
limitatio et seq. C. de collatio. Amplia praedicta et si sit iura-
mento vallata promissio, sive pactum, aut finis remissio Cur. Iun. in
cons. 53. n.° 10. ubi ait, intelligi [illegible] [illegible] [illegible] per tex.
in c. quamvis de pac. in 6. Vid. [illegible] illius decisionis sup. fol.
240. sub tit. de dolo vers. Ubicumque intercedit.

Quitatio et finis remissio generalis non praejudicat, nisi visis et dili-
genter inspectis [illegible] documenti ~~[illegible]~~ quo renunciatur ~~[illegible]~~ [illegible] [illegible] [illegible] ignorabat. ulterius
Bar. in L. sub praetextu la 2. in 2.da oppositione et n.° 5. vers.
aut absque adversarii dolo. C. de transactio. ubi [illegible] scrib-
[illegible] [illegible]

Renunciatio quamvis generalis, et expressa nunquam traditur ad ignora-
ta. L. [illegible] in p.° [illegible] ff. de inoff. testa. L. cum Aquiliana ff. de transact.
et L. [illegible] cum Geminiano. C. eo. tit. et [illegible] [illegible] in cons.
52. n.° 23. et seq. lib. i.

[illegible]
[illegible]
locati[illegible]
loca[illegible]
locati[illegible]
loca[illegible]
locae[illegible]
[illegible]

Nihil magis locationis naturae [illegible] q. ut [illegible] ab [illegible] colonis [illegible] l. [illegible] C. locati et colonus [illegible]

[illegible] in locat. [illegible] [illegible] l. invitos. C. eo.

locatio et conductio [illegible] l. i. ff. locati.

locatio et conductio [illegible] et venditio [illegible] l. 2. ff. locati et inst. de loca. et conduc. in prin.

locator [illegible] [illegible] locati.

[illegible]

locator [illegible] [illegible] in [illegible]

[illegible]

Alienata re locata emptor an teneat. stare locationi discutit Pas. in for. lib. ad finem fortationes, et in relatione in Glo. solue pluries [illegible]. gliscit n.° 5. et Hugus in trac. de figa. et Hypoth. in 2.° memb. 2.° par. n.° 6. et seq. et [illegible] fol. 51.° et 509.

Soluere [illegible] locatis a [illegible] in [illegible] an [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] Pas. in for. lib. [illegible] [illegible] [illegible] n.° [illegible].

Fornario conducto ad coquendum panem [illegible] in anno si augeatur familia nobis [illegible] et [illegible] salarium, sicuti nec ea diminuta pot. [illegible] [illegible] pendet a fortuna. Carre. loc. et condu. par. 3. [illegible] [illegible] memoris n.° 25. fol. 98. 6.°

Locator pro inuectis, et illatis an preferatur anterioribus creditoribus distinguit [illegible] casus, aut domus, est vel locata ad habitandum tamen, et tunc [illegible] aut locata ad [illegible], [illegible] [illegible] apothecae, et similibus, [illegible] tunc [illegible] Carre. loc. et condu. Par. 3. de inuectis et illatis n.° [illegible] et 28. f. 89. [illegible] [illegible] [illegible] [illegible] Tom. 1. [illegible]

[illegible] [illegible] male [illegible] in re locata et [illegible] possit expelli [illegible] dit [illegible] in [illegible] vol. 4. et Meno. de arb. Iud. lib. 2. [illegible] casu 78. f. 112.

In [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] H. loc. et condu.

Si conductor post lapsum tempus locationis remanet in [illegible] [illegible] [illegible] [illegible] [illegible] locatio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] implato [illegible] locati.

Conductor non soluens, [illegible] biennium pot. expelli [illegible] [illegible] [illegible] [illegible] L. [illegible] [illegible] locationem [illegible] [illegible] [illegible] et [illegible] ad [illegible] [illegible] [illegible] [illegible] ad [illegible] [illegible] [illegible]

Locator non [illegible] [illegible] locata [illegible] [illegible] [illegible] ad [illegible] [illegible] [illegible] [illegible] [illegible] conductor [illegible] [illegible] fol. 18.

Locatio [illegible] [illegible] 3.um [illegible] [illegible] nec dominus, nec [illegible] L. ad [illegible] locati. [illegible] [illegible] C. [illegible] [illegible] dilector, [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] locationi accedit [illegible] [illegible] [illegible] quod ad 3.um [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in L. [illegible] Tiagr. [illegible] [illegible] L. [illegible] [illegible] Abb. cons. 9. n.° 12. cons. 16. n.° 6. Alex. cons. 5. [illegible] [illegible] vol. 1. Bal. in L. [illegible] n.° 6. C. de [illegible] [illegible] [illegible] [illegible] Menoch. de [illegible] [illegible] [illegible] 3.° n.° 59.

Locationis et locatoris

Loc. usciad. ex capit. [illegible] lasciais, l. si. in l. si olei [illegible] obtulit. C. de loc. et cond. gl. in l. in ueadit. § 1. in uer. et si minoris. ff. de bon. auct. iud. poss. gl. fi. in l. si ea pactione C. de usur. Rom. cons. 423. incip. pro pleniori discussione in fin. Bar. in l. ius si [illegible] § fi. ff. loc. Gabr. com. concl. l. 3. de empt. et uend. concl. i. nº 29. et 30.

L. [illegible] inducta ex cons. [illegible] quod cons. [illegible] et [illegible] [illegible] Veneti, pulchre dixit Menoch. cons. 291. lº 3. et Rub. cons. 8. nº 123. usque i

L. [illegible] et an colonus [illegible] quo [illegible] locare, vide Rub. plene in cons. 8. et 31. lº i.

L. in [illegible] nationis vide Rub. cons. 31. nº 102. et seqq.

(.ales [illegible]
annis [illegible]
residen [illegible]
tote [illegible]
[illegible]
aliq) [illegible]
q^t un [illegible]

Clemonib. et Dispensation. b.

Qualis appa[illegible] ut solutis. calis [illegible] facta [illegible] Bal. in l. a [illegible]
annis. C. de pac. l. indicia. C. de rei ue[n]d. et l. 2. C. de [illegible].
[illegible] omnis [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] alias. [illegible] [illegible] in. l. [illegible] 18. ff. de uer. oblig.
[illegible]
[illegible]
[illegible] ut alia ibi [illegible].

Contra
bli C
ut
si C
in al
et piu
tis co
lac
con
us qu
Al
Pass qu
na
ba
ad
ad
co
in
as

Scripturis exhibendis.

Contra non exhibentem aliquid quod verisimiliter praesumitur habere praesumitur et credibile est, cum exhibitur, si hoc ipsum non fecisset, insurgit praesumptio, et creditur id facere quia sit contra ipsum ita DD. [illegible] in [illegible] ff. C. de fide instru. Bal. in cons. 406. in fi. lib. 3.° [illegible] in [illegible] in aliquo col. 4 ante fi. C. de edendo. Vide [illegible] Grav. in [illegible] et [illegible] in fi. 1.ma [illegible] ubi de lacerante scripturas, et [illegible] [illegible] partis contra occultantem probationes [illegible] contra occultantem scripturam [illegible] [illegible] [illegible] [illegible] et contra lacerantem [illegible] [illegible] et [illegible] lacerans esset minor. Et subinde tangit, quod crimina considerantur contra lacerantem informationes sumptas super aliquo crimine.

[illegible] quas posset contra [illegible] exhiberi [illegible] [illegible] [illegible] [illegible] [illegible] Alex. [illegible] fi. n.° 6. et seqq. [illegible] [illegible]

Pars quae cogit aliquem ad edendum libros [illegible] eis stari pro et contra: [illegible] petendo exhiberi, illos approbavit, et [illegible] petere [illegible] stari sicut ille qui produxit, et a [illegible] exhibitionis librorum [illegible] attribuit exhibenti, sed petenti exhiberi. Haec et alia plura ad propositum hoc tradit, late scribit Grav. in cons. 215. n.° 2. 3. et inf. Et hoc intelligitur exceptis his, in quibus [illegible] contrario, [illegible] not. per [illegible] [illegible] L. i. in prin. sub n.° ii. [illegible] [illegible] [illegible] [illegible] [illegible] si [illegible] [illegible] [illegible]

[illegible] quod Iuris [illegible] officio non Iudicat, [illegible] non assistit. L. omnem [illegible]
[illegible] ff. de aur. et argen. leg. Bar. in l. p.ª ff. de cert. pet. et ideo [illegible]
[illegible] furti, [illegible] furtum non fit, [illegible] poena in quam non cadit furtum [illegible]
[illegible] Iudicat [illegible] [illegible]
[illegible] Rom. cons. 113. col. 2. vers. [illegible] Ang. cons. 22. ad [illegible]
[illegible] cons. 98 col. p.ª lib. p.º [illegible]
[illegible] generaliter talis [illegible] Iudicat [illegible]
[illegible] simplici [illegible]
[illegible]
[illegible] Vide Cravetta cons. 198.
[illegible] cons. 133. col. 3. in fi. lib. i. Corne. cons. 206. col.
[illegible] lib. [illegible] et [illegible] in c. [illegible] col. 4. [illegible]
[illegible] et Bal. in cons. 68. col. 2. [illegible]
[illegible] ex conformitate nominum, et [illegible]

[illegible]

[illegible]

[illegible] ut [illegible] Marti [illegible] Plat[illegible]

[illegible] omnia [illegible] nobis [illegible] certamina [illegible]

[illegible]

[illegible] fol. [illegible]

[illegible] intelligenti [illegible] fuerit [illegible]

[illegible] Senecutis [illegible]

[illegible] lib.

[illegible] trad[illegible] Ptol. [illegible]

[illegible] sapientia [illegible] [illegible] in [illegible]

[illegible] opus [illegible] et causas [illegible]

[illegible]

[illegible] aliis [illegible]

[illegible] attendenda [illegible] religioni et causa pias [illegible]

proptereaque dicas in singulis casibus in quibus tractetur de [illegible] aut [illegible] dei salva [illegible] [illegible] me [illegible] [illegible] 5º [illegible] [illegible] 14º [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] adum [illegible] 712 [illegible] 1599.

[illegible] [illegible] [illegible] [illegible] [illegible] primis [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

Quilibet in suo [illegible] et [illegible] et [illegible] [illegible] ad sui [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] et iniquum [illegible] [illegible] [illegible] libera [illegible] disponendi [illegible] [illegible] [illegible] [illegible] [illegible] disponendi [illegible] [illegible] ad arbitrium [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] alius turbat in possessione [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Crau[illegible] in cons. 4 n.º 3.

[illegible] 40 [illegible] 205 [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 4 n.º 5 [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] 4. n.º 11. lib. 1.

[illegible] [illegible] [illegible] casus [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Crau[illegible] in cons. [illegible] n.º 21 [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Crau[illegible] in cons. [illegible] [illegible]

[illegible] [illegible] [illegible] doctores [illegible] [illegible] [illegible] [illegible] 205 n.º 10 [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] Crau[illegible] in cons. 5 n.º 12. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] Crau[illegible] in cons. 6 n.º [illegible] [illegible] [illegible] [illegible] [illegible] Bal[illegible] 352 n.º 4 lib. 1.

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in materia peccati, Crau[illegible] in cons. 146 n.º 5 fol. 135. [illegible] [illegible] [illegible] mala [illegible] [illegible] [illegible] [illegible] indistincte [illegible] [illegible] Aac[illegible] in cons. 411.

[illegible] casus legis nulla [illegible] iuris dubitatio [illegible] [illegible] [illegible] [illegible] Casbrua

[illegible] unit [illegible]

[illegible] p. [illegible] discussa materia in cons. 198. [illegible] [illegible] in [illegible] lous [illegible] confinibus clare et [illegible] [illegible] [illegible] forma [illegible] d[illegible] [illegible] [illegible] fac. [illegible] [illegible] in [illegible] [illegible] Menoch. de Arb. iud. lib. 2. cent. 2 casu 105. n.° 12. [illegible] 131 [illegible] 4

Per appositionem [illegible] et confinium [illegible] [illegible] forma [illegible] [illegible] [illegible] ff. de contrah. emptio. Bar. tradit in L. [illegible] ff. de [illegible] et [illegible] [illegible] relati in cons. 146. n.° 14. qui [illegible]

Confines ex verbis enunciativis sufficienter probantur, ut [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] [illegible] ex [illegible] [illegible] loci allegatos.

Confines 30 an. [illegible] [illegible] [illegible] [illegible]

[illegible] facit legibus [illegible] [illegible] meliorem [illegible] [illegible] legis [illegible] [illegible] f. 242. n.° 118. [illegible] [illegible] [illegible]

Veritas magis examinata melius elucescit, sicut aromata magis redolent quanto magis conteruntur, Rol. à Val. in cons. 35 [illegible] vol. 3. post [illegible] de [illegible] ibidem allegatis. Vide elegantem [illegible] Crau. in cons. 135 n.° 18. f. 123

[illegible] probant in antiquis [illegible] [illegible] 40. n.° 28. vol. 4.

[illegible] [illegible] [illegible] includunt [illegible] [illegible] et excludunt [illegible] ultra ea [illegible] [illegible] 40. n.° 27 vol. 4. fol. [illegible] [illegible] [illegible] privatos [illegible] probare confines, fallit ubi [illegible] [illegible] haud antiquor, Val. in cons. 235. n.° 7. Tom. 2. [illegible]

[illegible] corporis [illegible] in [illegible] [illegible] corpora [illegible] [illegible] [illegible] n.° 17.

[illegible] [illegible] in [illegible] [illegible] probari, sicuti [illegible] dat in [illegible] Crau. cons. 108. n.° 4 fol. 182. [illegible]

[illegible] [illegible] [illegible] aliqua [illegible] [illegible] Crau. ubi supra n.° 2.

[illegible] n.° 4 [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] ff. de minor.

Frustra [illegible] [illegible] [illegible] [illegible] frustra [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] tradit Fabr. cons. 16 n.° 41. et [illegible] vol. 2

Veritas [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] et [illegible] [illegible] [illegible]

In [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] col. 4. [illegible] [illegible] [illegible] magis elaboravit, ut [illegible] et [illegible] cons. 75. n.° [illegible] [illegible] [illegible] [illegible] [illegible] cons. 0[illegible]. n.° 2. [illegible] [illegible] [illegible] cons. 2. n.° 1. [illegible] [illegible] col. 6. [illegible] [illegible]

d[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] ab [illegible] [illegible]
[illegible] [illegible] [illegible]
[illegible]

[illegible] Si [illegible] eandem [illegible] eodem [illegible]
[illegible] et [illegible] principaliter [illegible] dispanitas [illegible] impedit duos reos [illegible]
[illegible] [illegible] l. [illegible] de duobus reis [illegible] [illegible] no.
4. ff. de ver. oblig.
[illegible] petitionem totius [illegible] facta ab uno ex reis [illegible] et
eius preceptionem alij liberatis [illegible] simplex petitione
et iudicialis [illegible] in l. [illegible] 2. in 3. q. ff. de duo reis
vide [illegible] in l. [illegible] no. 15. ff. de ver. oblig.
[illegible] lata cum uno ex reis [illegible] alter non liberatur nisi
[illegible] sit actualis exactio l. [illegible] in [illegible]
[illegible] petitionem et [illegible] litiscontestationem [illegible]
[illegible] alter non [illegible] liberari [illegible] constat
[illegible] [illegible] l. [illegible] l. [illegible]
ff. de [illegible] l. [illegible] ff. de [illegible]
[illegible] l. [illegible] no. 13 et 14 [illegible] de ver. oblig. [illegible]
[illegible] [illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Tit. in 3 Universitatis.

Universitas non vindicatur per particulares ... nisi ... admi-
nistratores ... officialis c. accedit ... primus ... et in terminis
... particulares Universitatis non obstant ... Universitas ... vindi-
cari ... in c. cum omnes, et in c. cum accessissent de constitu.
et ibi ... no 48. ... Decianus ... 52. ... nec
curator Universitatis per status mutationem non tollitur neque desinit ... pro-
curator ... solut. ... mandati ...
... col.

Procurator pro Universitatis sufficit in electione officialis, in confirmatione ...
... Ferdinandus Arias fol. 21.

... Civilis excusat Universitatem a minori aetate ...
... 4. no 26.

Bonorum Universitatis publicorum divisionem tradit Decia. in cons. 43. no
4, ubi an, quis, et quomodo possit ipsa Universitas de bonis commu-
nibus disponere.

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
inn[illegible]
quan[illegible]
[illegible]
[illegible]
col 2[illegible]

Servus. [illegible]

[illegible]

[illegible]

[illegible] ff. de [illegible]

[illegible]

[illegible] si dicatur quod fur: dominus . . . . et si nihil aliud possit

[illegible] attribuat ut ait gl. in l. iulianus, in ver. quanti minoris ff. de actio. empti.

[illegible] . . . . ad l. Aql.

Servus an, et quo casu [illegible] [illegible] sub tit. de [illegible]

col. 2 vers. filius et servus.

[illegible]

Collectionibus.

[illegible] furti [illegible] uxori [illegible] collectio [illegible] annotat. l.
2 [illegible] n. 44. [illegible] sed [illegible] contra uxorem [illegible] competit. [illegible]
[illegible] ipsius [illegible] Bar. in l. [illegible] de debitore, n. 6. ff.
vol. [illegible] illud [illegible] in l. 3 [illegible]

Societa[illegible]
Caustla [illegible]
[illegible]
Habas [illegible]
aptus [illegible]
Item con[illegible]
[illegible]
Habas [illegible]
[illegible]
beatus [illegible]
[illegible]
Si [illegible]
[illegible]
Socius [illegible]
[illegible]
Societas [illegible]
[illegible]

Pupillis [illegible] [illegible]

[illegible] [illegible] [illegible] l. [illegible] [illegible]

Cautela [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] instituat socium [illegible] [illegible] medietas [illegible] [illegible] [illegible] [illegible] [illegible] non facit [illegible]

Habens [illegible] comunem cum pupillo [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] pupillo [illegible] [illegible] [illegible] si comun[illegible] [illegible] [illegible] amit[illegible] et [illegible] illi [illegible].

[illegible] [illegible] [illegible] [illegible] [illegible] Romana non pot [illegible] amittere [illegible] [illegible] [illegible] [illegible] [illegible] ut [illegible] [illegible] [illegible] audi[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] et [illegible] [illegible] in c. i. ii. col. [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] com cum [illegible] gaudet beneficio [illegible] [illegible] xl. an. ut [illegible] [illegible] in c. [illegible] quoniam in 6. col [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] cum Prelato, [illegible] [illegible] illud [illegible] [illegible] [illegible] [illegible] ut ait [illegible] [illegible] in c. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] non pot [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] laica [illegible] [illegible] [illegible] beneficio laici sicut [illegible] [illegible] [illegible] ad [illegible] et [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] ut [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] auctoritate [illegible] ibi [illegible] abbatis, ubi [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Cautela [illegible] [illegible]

[illegible] [illegible] duos Notarios [illegible] [illegible] [illegible] [illegible] [illegible] habilis. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] domus forma [illegible] gradum, [illegible]

[illegible] [illegible] [illegible] [illegible] aliud [illegible] alias [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] et auctoritate [illegible] [illegible] 6. in 6. [illegible] [illegible] [illegible] [illegible] mulier.

[illegible] [illegible] [illegible] [illegible] domum [illegible] [illegible] alter socius [illegible] [illegible] [illegible] pot. alter socius [illegible] [illegible] [illegible] [illegible] [illegible] et [illegible] [illegible] claudens [illegible] [illegible] ut domum ingredi [illegible] [illegible] in cos. 4. nu. 10. lib. 1

[illegible] [illegible] [illegible] licita [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 4. [illegible] [illegible]

Si donatur socio, [illegible] societatis, ex quo [illegible] donatur [illegible], et [illegible] [illegible], cedit ibi soli donata [illegible] et [illegible] [illegible] [illegible] [illegible] in damno. l. socius, [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Rol. in cos. x. n. 8 [illegible] [illegible] [illegible] lib. 1

Socius meus si [illegible] [illegible] in comuni et ego [illegible] meis sumptibus [illegible] [illegible] [illegible] non restituit mihi pecunias [illegible] [illegible] [illegible] privatur parte sua [illegible] in l. [illegible] [illegible] ff. si cert. pet. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] com pos. [illegible], Et [illegible] [illegible] [illegible] cum pecunia propria, tradit [illegible] Aach. cos 30.

Societas [illegible] omnium bonorum [illegible], et [illegible] [illegible] contracta [illegible], tradit [illegible] cos. 247 [illegible] 2. [illegible] cos. . . . . . et Rub. cos. 32 [illegible]

Societatibus.

Et q. s. societatis tacite contracta in aliqua societas omnium bonorum tradit

manifestatio Maat. de tacit. et amb. conven. lib. 6 tit. 7 Tom 1

n. 18

Malitiosus [illegible] et violatio. [illegible]

[illegible] ... an [illegible] ... dicat tal.
[illegible] sol faith gaudentur istud [illegible] intelligi ac
[illegible] violatio ubi [illegible] ad alium [illegible]
[illegible]

[illegible] barbaris, et mos [illegible]
[illegible] quaeritur [illegible]
[illegible] est [illegible]
[illegible] ad [illegible] ad animadversionem ad [illegible]
[illegible]

[illegible] mulieris [illegible]
[illegible]
3 Clarus in [illegible] 83 [illegible]
[illegible]

[illegible] natis [illegible] omittere [illegible]
Ad. l. 3. ff. [illegible] et [illegible] l. 1. [illegible]
[illegible]

[illegible] col. in [illegible] 312. n. [illegible] part. 4 [illegible]
[illegible] n. 2. ibi [illegible]
[illegible]
[illegible] malis [illegible]

[illegible] 190. fol. 221.
[illegible] est cum [illegible]
[illegible] auctor [illegible]
[illegible]
194. fol. [illegible]

[illegible]

Mulier [illegible] voluntat [illegible] posse satisfacere voluntati [illegible]
[illegible] statutum aliquid disponat, fallit [illegible]
[illegible]
[illegible] Anno Cap. 19. fallit [illegible] in materia [illegible]
[illegible] cum [illegible] et in [illegible] fiat [illegible]
[illegible] loci [illegible] publicus [illegible] Anno [illegible] 8[illegible]
[illegible] violata [illegible]
Violentia et blandis verbis committitur [illegible] in [illegible]
[illegible] 104

[illegible]

[illegible]
[illegible] causis [illegible]

Contractus simulatus [illegible] [illegible] hic tradi [illegible] Viden. seq. col. [illegible] contractus simulat.
[illegible] [illegible] [illegible] [illegible] [illegible] caus.
[illegible] sacrum consilium ubi [illegible] ad [illegible]
contractus simulatus, unde factus [illegible] immediat.
[illegible] [illegible] ultra dimidiam ac consuetud. [illegible]
di, [illegible] prima duo sufficiant, ut ibi.
Contractus [illegible] rescindatur [illegible] solemnitatis omiss. [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]
Contractus [illegible] [illegible] [illegible] sub 6 Tit.
[illegible] Maleficiis [illegible] Maleficium [illegible] contractus, col. 2. [illegible]
[illegible] [illegible] [illegible] [illegible] id [illegible] [illegible] contra.
[illegible] [illegible] [illegible] actio. [illegible] [illegible]
Ex contractu ultro citroque obligatoriis ad hoc effectualiter
[illegible] [illegible] contractus [illegible] [illegible]
[illegible] [illegible] actio [illegible].
Nullitas quinque modis hoc contingere [illegible] [illegible]
[illegible] n. 56.
[illegible]

[illegible]
[illegible] ibi.
[illegible] [illegible] Nobilit. [illegible]
[illegible] [illegible] lib. [illegible] contrac. [illegible] tar. 2. [illegible]
[illegible] 135. [illegible]
[illegible] col. 2. [illegible]
[illegible] [illegible]
[illegible] 88. [illegible]
[illegible]
[illegible]
[illegible]
[illegible] ad pecuniam numeratam [illegible] caus.
[illegible]
[illegible] lib. 6. [illegible] Paspal. [illegible]
[illegible] lib. V. [illegible] 537. n. 5 [illegible]
[illegible] contrahit quo
[illegible]
[illegible] Instit. [illegible]
[illegible]
[illegible]
[illegible]

Contract[us] 6.

Contractus [illegible] in voluntate contrahentium [illegible]

Mercator ut lucrum captans contrahere potest [illegible] Joan. Bertach. [illegible] contract. in tract. de mercat. in tit.o de contract. n.o 3. fol. 98.

[illegible] clarius [illegible] sunt [illegible] Pap. [illegible]

[illegible] Cl. [illegible] n.o 2 ubi legit [illegible]

[illegible]

[illegible] et [illegible] cap. 23. vol. 5.

Bonae fidei et stricti iuris quae dicantur contractus, et quid de [illegible] contractus Bal. novel. fol. 130 [illegible] bonae fidei [illegible] in [illegible] ad [illegible] par. [illegible] tract.

Annuos reditus emens cum pacto redimendi [illegible] de voluntate [illegible] [illegible] [illegible] Covarr. in lib. 3. var. res. cap. 9. n.o 4. [illegible] contract.

[illegible]

[illegible] iudici in [illegible]

Si quis mandat alicui debitori ut solvat X quod ubi debet Titio creditori mandatis et dicat iste debitor [illegible] contractus [illegible] creditori liberatus adeo [illegible] nisi fuerit solutus [illegible] novatio et amplius [illegible] solvat ei [illegible] Consilior. n.o 45. fol. 286.

[illegible] nullitatem [illegible] contractus [illegible] ubi [illegible] nulla [illegible] nullitas [illegible] in 2 [illegible] vol. 1. fol. 60.

[illegible] 50. n.o 8 vol. 1. fol. [illegible]

[illegible] quod nullitatem [illegible] mandata Bar. in l. si ut proponis [illegible] C. quomodo et quando iudex [illegible] ad [illegible] in fine ff. de re iudic. cum aliis multis [illegible] ab Alex. cons. 13. n.o 10. vol. 6. ubi dicit [illegible] nullitatem [illegible] Alex. cons. 184. n.o 14 [illegible] vol. 6. [illegible] fortia verba [illegible] omnibus quod [illegible] tamen [illegible] iudici [illegible] n.o 129. vol. 2. [illegible] 285 [illegible] veritatem, et [illegible] lib. 2. [illegible] 131 et 139. fol. 153.

[illegible] annuos reditus ad [illegible] Covarruv. [illegible] cap. 2. n.o 5

Multa [illegible] tractatus [illegible] nulli [illegible] partium [illegible] contractus [illegible] Mat. cons. 31. n.o 11. vol. 1. f. 22.

Cōtractibus.

Simulatio alicuius litterę per cōtractus et cōiecturis probari pt. ut p Mascl. in tract. d probat. l.° 3. probat. 122. n.° 5. et probat. 124. n.° 3. et tradit Card. Mant. in tract. d tacit. et ambig. l.° 4. tit. 23. n.° 31. et l.° 8. tit. 17. n.° 8. et l.° 13. tit. 35. n.° 9. et tract. decis. cōs. 2. n.° 1. et 1.9. vol. 1. et cōs. 68. n.° 2. vol. 2. et cōs. 62. n.° 4. vol. 3. Quię qd cōclus indubitatę, et absq dubitatę procedit, qn ipsa simulatio alleg. q a tertio, ut distinguendo cōcludit Farinac. in tract. d falsitate, et simulatio q. 162. n.° 99.

Ex his, q incōtinenti fiunt, ex vicinitate et celeritate actuū, ex breuitate tpis, in quo plures cōtrahū actus unus post aliū, precipua simulationis cōiectura sumitr, ut in qt Bal. in l. p diuersas C. mandati, qd et tradit Cephalla in tract. d simulat. cōtr. n.° 5. in vers. praus. Et

Et dicatr qd incōtinenti, et celeriter factū, qd apparent cō. pacto eadē die, et loco, et coram eisdē testib, tradit Pars. cōs. 84. n.° 66. vol. 1.

Necessaria, et iuxta instrumentorum multiplicatio simulationis cōiecturā inducit, ut tradit, et ad hanc probandā plura cōgerit Tiraq. in trac. d retrac. cōuent. in princip. n.° 12. et 13. et probat Crau. cōs. 136. n.° 18. et in lr. isbac n.° 12. et 13. et probat Decia. cōs. 62. n.° 83. vol. 3. ubi alios alleg. cōiecturā probat Decia. cōs. 62. n.° 83. vol. 3. ubi alios alleg. gat idē tenentes.

Cōiectura simulationis oritr a re inuisitata, ut p Decia. in d.° cōs. 62. n.° 74. vol. 3. p Paul. d Castr. in cōs. 58. col. 2. vers. hoc resultat 3.a vol. 2. et cōs. 587. n.° 9. vers. Quinto et, et p alios ibi p eū glomeratos.

Cū d ca simulationis appareat sufficit probatio p cōiecturas, ut p Bar. cōs. 65. incip. Factū tale proponitr et p Paul. d Castr. cōs. 261. incip. visis, et cōsideratis, q in facto proponitr l.° 2. et plene p Caspol. in trac. d simulat. cōtr. n.° 77. vers. Et quę dixi

Multo magis probatr simulatio p cōfessionē partis, quā alr, ut tradit Caspol. d simul. cōtr. n.° 14. 17. et 86. Decia. cōs. 68. n.° x. l.° 2. et an cū Bal. in cōs. 298. in fi. vers. modo uenio vol. 4. et plenius in cōs. 299. incip. in q.e quęritr ea vol. 4.

Tpis breuitas dati et uendendi inducit presumptionē simulationis ... Sim. decis. 76. n.° 1.

[illegible]

Contractibus.

Iudicatis exceptio nimium efficit ad quod qui [illegible] quotiens nihil [illegible] nedum assistit, nisi nudum [illegible] nec aliquid deducit [illegible] quo aliter iudicandum fuisset, si citatus extitisset, audiri [illegible] [illegible] iuxta notata per Alex. in [illegible] L. [illegible] solut. [illegible] nostri n.o 41. [illegible] [illegible] ubi tradit audiendum [illegible] illud [illegible] allegat, nisi quod [illegible] fuit citatus, nec deducit aliquid [illegible] quod [illegible] si citatus fuisset, Crav. [illegible] 179. n.o 6. et 9. ubi [illegible] [illegible] fuisse [illegible] [illegible] excipit [illegible] litem [illegible], nisi [illegible] quod [illegible] iudicata, tali modo [illegible] et [illegible] ut [illegible] dixit [illegible] Crav. [illegible] 83. n.o 6.

Alex. loco [illegible] [illegible]

[illegible] 135. [illegible]

Supellectilis.

Supellectilis appellat. venit massaritia domus Bar. in l. 1. ff. de supell. leg. et hoc [illegible] in l. 4. ff. eo. Et si testator legavit uxori massaritias, venit vestis, quae appellat. massaritiarum venit lect. culcitrae, cappae, scamna, et similia, ut per Jas. in l. si quis in fundi vocabulo n. 27. ff. de leg. 1. [illegible] sup. hoc vide [illegible] cap. 53. n. 4.

Si [illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Ager.

Si dnus alicuius agri tributarij, ipsum dicti repetat, et detinet qui hic [illegible] auctoritate propria [illegible] inuadere, [illegible]
Si dnus [illegible] [illegible] illud intra biennium [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] ad auditz. l. f. agros C. de [illegible] [illegible] [illegible] [illegible]

R̄r ni[illegible]
omn[illegible]
acti[illegible]
Rri [illegible]
Sigr [illegible]
si ips[illegible]
co a[illegible]
H. d[illegible]
incy[illegible]
l[illegible]

Rei vindicatio duo substantialia extrema requirit ut fundaret omnis [illegible] s. dominium vel quasi ex parte [illegible] l. in [illegible] actu in [illegible] et in [illegible] [illegible] [illegible] ex parte rei [illegible] l. [illegible] e. l. [illegible] ff. [illegible]

Si qui vero possidet aliquid et cum eo agatur [illegible] ad illa [illegible] si ipse [illegible] illa [illegible] tunc debet huiusmodi [illegible] ab eo auferri et in actorem transferri [illegible] [illegible] l. si ff. de rei vendi. [illegible] de declarationibus f. [illegible] Mattis [illegible] 24 incip. Textus [illegible] f. 63 ubi alia [illegible] in [illegible]

[illegible]

220

[illegible]

Transactio facta [illegible]

[illegible]

Transactio [illegible]

[illegible]

Transactio [illegible] filios [illegible] tradit [illegible]

[illegible]

[illegible] actionis

[illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible] in l. [illegible]
[illegible] [illegible] in l. [illegible]
[illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible] materia [illegible] in [illegible] [illegible]
l. [illegible] c. [illegible] fol. 8. [illegible]
[illegible] [illegible] [illegible]
[illegible] [illegible]

[illegible]

Praes[illegible]

Mala[illegible]

[illegible]

Praes[illegible]

[illegible]

Praescriptio

[illegible] x. [illegible] xx. annorum sufficit [illegible] [illegible]
[illegible] [illegible] sufficit [illegible] 30. annorum. [illegible] 4. [illegible]
[illegible]
[illegible] 53 [illegible]
[illegible] privilegij [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] bona [illegible] gaudent privilegio [illegible]
fol. 18.
Praescriptionis annorum [illegible] tractat [illegible]
[illegible]
[illegible]
Malae fidei possessor nullo unquam tempore praescribit, [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] par. 1058. fol. [illegible]
[illegible]
[illegible] 156.
Praescriptio 40 annorum cum titulo sufficit contra Ecclesiam [illegible]
[illegible] fol. 20. [illegible]
[illegible] Bar[illegible] in
[illegible]
[illegible]
[illegible] 118. [illegible] 2. [illegible]
[illegible] col. [illegible]
[illegible] facultas [illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Praescriptionib[us]

Praescriptioni [illegible] opponas, d[ebe]t [illegible] bona fide, q[uo]d facit [illegible] [illegible] c[ontr]arium [illegible] Specul. in tit. de Praescr. lib. 4. n° 10. fol. 114.

[illegible] [illegible] intra [illegible] tempus [illegible] [illegible] Gabr. in cons. 8. vol. 2. fol. 15.

Pactu[m] [illegible] [illegible] [illegible] tollit praescript. 30 annor. et [illegible] alijs [illegible] [illegible] [illegible] Gabr. in cons. 144. vol. 2.

Praescriptio [illegible] [illegible] Principis: [illegible] auctoritate Principis intro ducta. [illegible] in cons. 13. [illegible] fol. [illegible].

Actiones 30. annor. spatio praescribuntur. l. si. C. [illegible]
Praescriptione [illegible] [illegible] vinculum [illegible] [illegible] ut [illegible]
[illegible] in cons. 21. col. 2. vers. Praeterea [illegible] [illegible] vol. 3 fol. mihi 51.

[illegible] in [illegible] cumulat [illegible] in decis. 13.
[illegible] [illegible] praescriptio, [illegible] ad [illegible] [illegible] [illegible] [illegible] [illegible] cap. 45. n° 39. cum seq. 177. vol. 5.

Praescriptio [illegible] [illegible] locum in contractib[us] usurarijs, et [illegible] [illegible] [illegible] [illegible] f. 642. n° 23. et seq. [illegible] [illegible] [illegible] [illegible] lib. in [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] fol. mihi 187. et seq. [illegible] exceptionis [illegible] [illegible] Vid. Jo. [illegible] [illegible] cau. 31. [illegible] [illegible] [illegible] [illegible] fol. 145. col. 2. [illegible] [illegible] [illegible].

[illegible] quadragenaria praescriptio nec [illegible] maiori [illegible] [illegible] [illegible] [illegible] [illegible] cons. 82. n° 4. ubi d[icit] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible], qu[ia] [illegible] praescriptio quadragenaria ex [illegible] [illegible] [illegible] [illegible] tribuit; ita ut [illegible] [illegible] [illegible] [illegible] [illegible] verba [illegible] [illegible] [illegible] [illegible] decis. 134. [illegible] [illegible] in cons. 55. n° 18. vol. 4. et Thesaur. in [illegible] [illegible] multas [illegible] [illegible] hoc articulo, an maiori [illegible] [illegible] quadragenariam praescriptionem, [illegible] [illegible] [illegible] tempus [illegible] [illegible], ita [illegible] [illegible]

Natura exceptionis praescriptionis [illegible] [illegible] ut [illegible] [illegible] [illegible] [illegible] [illegible] in verb. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible].

[illegible] annos 30. ad [illegible] [illegible] [illegible] sublata [illegible] l. [illegible] C. [illegible] tit. [illegible] l. [illegible] C. [illegible] 20. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] actiones [illegible] hypothecariae 30. annor. spatio finiuntur, [illegible] [illegible] quas [illegible] [illegible] [illegible] Eccl. [illegible] [illegible] Eccl. Romana [illegible] [illegible] praescriptione 40. annor. ita ut ultra illud tempus [illegible]

[illegible] oratio [illegible] 1618.

[illegible] et [illegible]

[illegible] excitator, ac [illegible]

[illegible] admirabili [illegible]

[illegible] animi [illegible]

[illegible] sed omnes deus, qui [illegible]

derator et rector, qui non [illegible] [illegible] [illegible] nec animi, atque [illegible] reliquas

[illegible] ad [illegible] En alter [illegible] dat [illegible]

[illegible] impar [illegible] non dissimilis, animi candore [illegible]

optimus optimo successit, qui sanctae [illegible]

eiusdem [illegible] animi, eiusdem ingenii [illegible] candidissimus [illegible]

[illegible] innocentiaque vitae, eiusdem summae prudentiae, eximiae [illegible]

[illegible] maiorum [illegible] et [illegible] ad [illegible]

[illegible] excepit, [illegible]

[illegible] animos [illegible] et [illegible] sanctitate ac [illegible]

[illegible] et [illegible] ac [illegible] vigilantis-

[illegible] aut animi magnitudinem [illegible] tollet

[illegible] confidentius [illegible]

atque [illegible] quam [illegible] oratio, [illegible]

[illegible]

[illegible] ac [illegible]

[illegible] bona fide, [illegible]

Praescriptione [illegible]

[illegible]

Sacerd[illegible]

[illegible]

Praescriptio [illegible]

[illegible]

[illegible] 30 [illegible]

Praescriptione [illegible]

[illegible]

Puledm [illegible]

Non valere [illegible]

Praescriptio [illegible]

[illegible]

[illegible] 135 [illegible]

Adversus [illegible]

[illegible]

tali tempore.

[illegible] aetat [illegible] ratione [illegible] admirandis [illegible]

[illegible] tali animus [illegible] possit: [illegible] praestantissimorum [illegible] eorum [illegible]

[illegible] expediri [illegible]. [illegible] admirandis [illegible] paucadeunt [illegible]. Animo [illegible] admirabili [illegible] expedias [illegible]

[illegible] plane [illegible] ac [illegible] tali [illegible]

Natura [illegible] ad [illegible] possit [illegible] in [illegible] lib. [illegible]

[illegible] 30 [illegible] sublata [illegible] C. [illegible]

[illegible] immortali [illegible]

[illegible] hypothecam [illegible] 30 annorum spatio [illegible], [illegible]

[illegible] Eccl. [illegible] Eccl. [illegible] Romanae [illegible]

[illegible] praescriptioni 40 annorum, ita ut ultra illud tempus [illegible]

[illegible]

... quod et [illegible] ...

Non parvo temporis intervallo Venetijs ob publica [illegible] munera peragenda impeditus [illegible] [illegible] [illegible] sed modo [illegible], ad vos [illegible] [illegible] valde [illegible] [illegible] ad [illegible] potius, quam dilucidi oratio. [illegible] [illegible] animus [illegible] [illegible] [illegible] ut [illegible] [illegible] quisque [illegible] non admirati[illegible] in [illegible] [illegible] animus in [illegible] [illegible] calcar [illegible]. [illegible] quid [illegible] Benedictus [illegible] et [illegible] [illegible] [illegible] [illegible] a nobis [illegible] equidem non [illegible] animi [illegible] optime [illegible] animi [illegible] singularis [illegible] [illegible] [illegible].

[illegible]

[illegible]

Præscriptionib.

[illegible] ... de lucro

Præscription [illegible]

[illegible]

[illegible]

Pactu [illegible]

alienā [illegible]

ut [illegible]

Præscriptio [illegible]

[illegible]

[illegible] 30 [illegible]

Præscription [illegible]

[illegible]

[illegible]

[illegible]

Non ualenti [illegible]

[illegible]

Præscriptio [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

tot multa [illegible]

[illegible]

tali tempore

Natura exceptiona [illegible] ad [illegible] [illegible] lib. [illegible] [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] [illegible] lib. [illegible] [illegible] in [illegible] [illegible]

[illegible] annor. 30. ad [illegible] [illegible] sublata [illegible] l. [illegible] [illegible] C. [illegible] [illegible] 30. [illegible] 40. annor. accedu. l. [illegible] [illegible] C. [illegible] [illegible] [illegible] [illegible] in mortali timore [illegible] [illegible] et hypothecarie 30. annor. spatio [illegible] [illegible] [illegible] [illegible] Eccl. [illegible] [illegible] Eccl. Romanæ [illegible] [illegible] (præscriptioni 40. annor. ita ut ultra illud tempus [illegible]

Amor, [illegible]

[illegible] et [illegible]

[illegible]

124.
4.3. 6

55. 15. 4
55 15 4
5 15 4

Por [illegible] [illegible] ad [illegible]

~~[illegible]~~

Deo [illegible] Calvis Conliensis affatur. [illegible] [illegible] [illegible]

[illegible] Pat. [illegible] Emmanus [illegible]

[illegible]

[illegible] Denna [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] aut animi [illegible] posset [illegible] malo [illegible]

[illegible] aliena orationis [illegible]

ista suggerere incomparabilis [illegible] virtutis declinare [illegible]

[illegible] conditio, nec neque [illegible] animi [illegible] pristinisque [illegible]

[illegible] offeret meliorum rationes, et [illegible] nullius cause [illegible]

difficilius [illegible] tibi erit admirando [illegible] magnificentia

[illegible] nominis [illegible]

[illegible] doctrinaque [illegible]

[illegible] dilucidationis

[illegible]

[illegible]

[illegible] ... [illegible] ... e[illegible] ... [illegible]

[illegible]

[illegible] ... [illegible] ... [illegible]

[illegible] ... magna [illegible] ... [illegible]

[illegible]

[illegible] ... [illegible] ... materia [illegible]

[illegible] ... confirma[illegible] ... rem [illegible]

[illegible] ... ac [illegible]

[illegible] ... [illegible]

[illegible] educati [illegible] ... [illegible]

[illegible]

[illegible]

[illegible]

In [illegible]

[illegible]

et divinas [illegible] tandem [illegible] [illegible]

[illegible] animi [illegible] exercitaor, ac [illegible]

[illegible] cuius [illegible] [illegible]

[illegible] nihil [illegible] admirabilius [illegible]

[illegible] animus [illegible]

[illegible] et [illegible]

[illegible] animi [illegible]

[illegible] animi candore [illegible]

[illegible] qui optimus optimo [illegible]

[illegible] animi [illegible]

[illegible] prudentiae [illegible] vigilantiae ac

[illegible] qui [illegible] et [illegible]

[illegible] animos [illegible] ac [illegible]

[illegible] ac [illegible]

[illegible]

animus aut animi magnitudinem [illegible] aequam [illegible]

[illegible] dicendi [illegible]

[illegible] conditio ut [illegible]

[illegible] animus [illegible]

[illegible] eas

[illegible] erat admirandus [illegible]

[illegible]

[illegible] animis [illegible]

[illegible] contendo.

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible]
[illegible]

[illegible]
[illegible]
[illegible]

[illegible]
[illegible]
[illegible]

[illegible]
[illegible]
[illegible]

Praescriptionibus.

... Willi[elmus] ... Decis[ion]e in c. sanctus, in c. ...

bono publico

... ut legi

... inter ...

...

tempus ...

... x.

immorial

...

... vig.

lenissi ...

i. l ...

... ff.

... reputatis

...

...

... x ...

... subiectis

. 609. ...

38 ...

...

[illegible] Dic [illegible]
[illegible]
[illegible]
[illegible] del [illegible]
[illegible]

[illegible]

[illegible] bono pub.co

[illegible] in libris

[illegible]

[illegible] 2o [illegible]

[illegible]

[illegible]

Hi parvo [illegible] ad [illegible] [illegible] vocationis.
[illegible] tandem [illegible] [illegible] atq. at [illegible]

[illegible] me [illegible] dolenter [illegible]
[illegible] tandem [illegible] ad [illegible] [illegible]

Non parvo [illegible] Veneti [illegible]
[illegible] commorati [illegible] [illegible] [illegible]
[illegible] [illegible] tandem [illegible]
[illegible] allexerit [illegible]
[illegible] animali [illegible]

Non parvo [illegible] [illegible]
[illegible] [illegible] [illegible]
[illegible] [illegible] tandem [illegible]
[illegible] [illegible]
[illegible]

Praescriptionibus.

Atque tamen ius Can.[um] illud [illegible] c. [illegible] in c. sanctus, in c. ad [illegible] quarta, in c. ad omnes [illegible] praescript. [illegible] pro bono publico [illegible] rerum dominia semper in incerto vagarentur. l. 1 ff. de usucap. [illegible] ut litium interdum sit finis. l. 2 ff. de aqua plu. arc. [illegible] ut sit [illegible] inter [illegible] des et diligentes. l. ut [illegible] ff. de aan. [illegible] c. [illegible] ex de praescr. et [illegible] dura [illegible] ut post longissimum tempus [illegible] bona fide possessor possit a [illegible] vindicari. omnia [illegible] tempus [illegible], et [illegible] est, ut [illegible] mortales sint immortal. [illegible] actiones.

Hinc est inductum, ut [illegible] et [illegible] Principis et Eccl. [illegible] [illegible] praescrip. et ubique [illegible] [illegible] Merul. [illegible] n.[o] 129. l.[o] 3. et [illegible] 143. n.[o] 17. immo currit [illegible] et [illegible] [illegible] Rot. Rom. dec. 229. n.[o] 1. l.[o] 1.

[illegible] [illegible] contractui simulato, et tamen [illegible] [illegible] dec. 82. [illegible] ubi [illegible]

Praescriptio [illegible] locum in contractibus usurariis et [illegible] Tirag. de retrac. conuent. § 1. gl. 2. n.[o] 33. fol. mihi 642.

[illegible] praescriptionem [illegible] Tirag. de retrac. conuent. § 1. gl. 2. n.[o] 13. fol. mihi 637. et de retrac. lig. § 1. gl. [illegible] n.[o] [illegible] fol. mihi 177. ubi in [illegible] retractus

Praescriptio [illegible] locum [illegible] in [illegible] restitutioni subiectis. [illegible] [illegible] [illegible] n.[o] 22. f. 609. n.[o] 26. fol. 613. et n.[o] 35. fol. 621.

Praescriptio [illegible] currit filiis fam. [illegible] [illegible] 45. n.[o] 38 usque ad 42. inclusive; [illegible] § 4. [illegible] [illegible] retractu [illegible]

Jacc[illegible]
qu[illegible]
l'acc[illegible]
[illegible]
[illegible]
[illegible]
colut[illegible]
bl[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
d[illegible]
on[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Hypotejs gratis.

Factores si millies scribant sub [illegible]. [illegible] nomine mer- quas [illegible] l. si institoria ff. si cert. pet.
[illegible] si quod [illegible] utiliter [illegible] [illegible] matrina [illegible], [illegible] aliment[a] [illegible] si primo affectu [illegible] sed [illegible], [illegible] acto [illegible] [illegible] l. [illegible].
Solutio [illegible] si [illegible] ad [illegible] [illegible], modo [illegible] [illegible], alias [illegible] [illegible] solutio ~~[illegible]~~ [illegible] l. [illegible] [illegible] [illegible] [illegible], ut [illegible] ibi [illegible]
[illegible] si in [illegible] primo affectu [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Gl. ind. in [illegible] [illegible], ubi et [illegible] [illegible] Swinge [illegible] [illegible], ibi, et [illegible]
[illegible] [illegible] ad [illegible] [illegible] [illegible] [illegible] Gabr. in cons. 20. n.° 2. fol. 28. vol. 1.
[illegible] [illegible] alicuius [illegible] [illegible], et [illegible], [illegible] [illegible], et [illegible] [illegible]. Nat. cons. 262. n.° 3. l.° 1. ubi [illegible] aliquod officium, ad quod [illegible] [illegible], et [illegible], et [illegible] gratis [illegible].

A' prim[illegible]

37 [illegible]

[illegible]

Titulus.

A primordio tit.[i] posterior formatus cautus. Dec. resp. 4 n: 77 vol. 5

[illegible]

[illegible] facit citari suos barones ut sibi ostendat [illegible] titulum, et possidet alias invadit ea sibi auferre [illegible] nulla eius nomo gravis[illegible] [illegible] [illegible] cas 2 [illegible] [illegible] l. 2. [illegible] ff. [illegible]

[illegible]

[illegible]
Christus [illegible]
lib. [illegible]
cap. [illegible]
[illegible]
Res [illegible]
108. [illegible]
ibid. [illegible]
Retracta[illegible]
lib. [illegible]
[illegible]
[illegible]
R. cap. [illegible]
[illegible]
5. [illegible]
[illegible]
23. [illegible]

Retract.

Vicinus, cui ex forma ... retractus ... contractui, et pretio fuerint vendita; tot ... ad dictam ... redimere, quae sibi vicina est, ... xxiii. gl. 2. ba. 2. ... si totum ... vendere ... vicinus, et ... retrahere ... Bal. et Matth. Afflic. in locis ibidem adductis.

Clericus emptor, et Ecclesia ... admittatur ... ad retrahendum, cum et ... ipsi ... laico ... et hic Statutum ... clericorum et laicorum, Tiraq. de retract. gl. xiii. n. 2. fol. 321.

Retractus conventionalis ... tollatur, ... Covar. var. res. lib. 1. cap. 9.

... lib. 3. cap. 8.

... Covar. cap. ... eiusdem libri.

Vide in hac materia pulchrum resp. Decia. 32. vol. 5. fol. 109 et seqq.

Dominus ... ab eo ... agnatis. vide in pulchro resp. Decia. 64. vol. 5.

Res vendita ... ad ... an ... an cum hypothecis ... et ... impositis ab emptore, tradit Tiraq. de retrac. fol. 108. n. 10. et seq. ...

Venditor qui redimit ... ab emptore, vide ibidem f. 709. n. 14.

Retractus conventionalis an ... tollatur ... Covar. var. res. lib. 1. cap. 9. ... Dec. ... x. ... ubi plene ... col. 364. l. 4. Tiraq. ... retractum ... admitti ... ad retractum. ... Tiraq. ... fol. 107. in ... tract. ... Novell. ... n. 57. usq. ... n. 7. fol. 107. ... octavo et nono n. 1. usq. ad num. 20. fol. 233. ... et seqq. ubi triplicem affirmat distinctionem, scilicet ... Card. ... cap. 3. ... n. 34. et 35. vol. ... 13. ... Affl. Decis. 62.

Dominus ... ab eo ... agnatis in retractu. Decia. in resp. 64. vol. 5.

Recuperata ... apud ... prius ... Tiraq. de retr. lignag. ... fol. 441.

... Tiraq. de retrac. conven. § 5. gl. x. n. 1. fol. 733.

... sufficit ... Tiraq. de retrac. conven. gl. 2. § 3. n. ... fol. ...

... Tiraq. de retrac. conven. § 4. gl. 6. n. 23. et seqq. ... ubi ... industria, ... puta calculi, ut ibi n. 19.

Retractu

Statutum [illegible] attinat [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Tiraq. de retrac. lign. [illegible]
gl. 9. n.° 23.

Retrahens volens [illegible] probare gradus consanguinitatis [illegible] [illegible] [illegible] [illegible] et tractam, Tiraq. de retrac. lign. [illegible]
gl. 16. n.° i. et seqq.

[illegible] natus [illegible] [illegible] [illegible] conditionis admittatur ad [illegible] [illegible] [illegible] 2. Tiraq. de retrac. lign. § i. gl. 9. n.° 85. [illegible] [illegible] 122. et [illegible] et n.° 97. [illegible] [illegible] Vid. Gratia [illegible] 45. vol. 5. [illegible] parte affirmativa [illegible] [illegible]

[illegible] retractus [illegible] [illegible] filiofam. Gratia [illegible] 45. n.° 38. usque ad 42 inclusive f. 160. [illegible] vol. 5.

[illegible] retractu an attendatur [illegible] [illegible] [illegible] [illegible] Tiraq. de retrac. lign. [illegible] § i. gl. 11. n.° [illegible] [illegible] [illegible] fol. 392. et seq. [illegible] [illegible] [illegible] [illegible]

Sta[illegible]
ce [illegible]
ina[illegible]
ana[illegible]
cel [illegible]
d. [illegible]
Sfa[illegible]

Cre[illegible] gaius

[illegible] electio [illegible] [illegible] quatuor [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] in familia [illegible] adventarum [illegible] [illegible] in domibus [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] Ant. [illegible] 156 [illegible]
col. 2. et Ilonia [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
de aegr. [illegible] pon. [illegible] in [illegible] [illegible] [illegible] sequitur [illegible] in
[illegible] Tit. [illegible] Retractu lignagerieri [illegible] n° 44

Inf
Mal
Acca
Infa

Titt. Infamia.

Infamia irrogata p sententiam, nō tollit p poenitentiam Bal. in l. i. in fi. C. loca. Afflic. decis. 36. in fi.
Mala fama de crimine nō deniorat, q nūc de bonis confirmationis Afflic. decis. 36. nº 5 q refert Bal. in l. i. in fi. C. loca. q Bal. allegat l. i. ff. fi. ff. d. vel. dic. tollit in infamio, qua dic paulo sup.
infamis in crimine lesæ maiestatis accusat. et testificat. l. famosi cū l. precedenti ff. ad l. iul. maiest. et Bar. in d. l. famosi. S. d. inf. nō et d. T. 36. col. 3 et vers. infam.
Acta prava malorum potius quā verba testant ipsos facitque poena condignos, et ex ipso qd peccat, correctionē meret, ut leg. in exeranag. qui sint rebelles. — ea infamia inuratque ānimā tuas.
Infamia nō tollit et p poenitentiam, et emendationē l. [illegible] infamis et emendatus nō pōt ee testis Decia. cons. 31. nº 18. 19. et 20. vol. 4.

Rec
cn
lase
Hois
(w
2.
n.
Rec
ad
47
fa
hut
ca
b' sin
1.

M[illegible] Restitucione in integrum

Restitutio in integrum [illegible] adversus praescriptionem xxx annorum ex capite [illegible], ut [illegible] Afflict. decis. 37 post alios ibi [illegible] adductos, et [illegible] in trac. [illegible] lib. 3 par. n° 58 fol. 415 [illegible] [illegible] sub [illegible] [illegible]

[illegible] Afflict. decis. [illegible] post num. 6. fol. 35. [illegible] contrariu vide [illegible] 14 n° 1 [illegible] 2. [illegible] vide [illegible] examinante in L. [illegible] ed quod n° 10. [illegible] om. [illegible]

Restitu[illegible] [illegible] 46 47 [illegible]

[illegible]

[illegible] 4

[illegible] et [illegible]

[illegible]

Prea

D'P

in

Precario.

Precarium an se extendat ad bona futura .. quod nulli-
us erit effectus quod constituens non possidebat. vide vio
Afflict. Decis. 34. nº 3.

De Precario, eiusque natura et multiplici specie, late disserit Ordia
in resp. 43. vol. 5.

[illegible]

[illegible]

[illegible] 18.

[illegible]

[illegible] 16 [illegible]

[illegible] in alyi et [illegible]

[illegible]

Mora [illegible] [illegible] 16 [illegible]

[illegible]

[illegible] hora [illegible]

[illegible]

[illegible]

[illegible] ... extremite [illegible] ... a [illegible]
... soluunt damnum et interesse. Bar. in l. 1 n° 13. ff. qui satisd. [illegible]
cogan.

Conductor, qui vendidit [illegible] ... ad [illegible] ... in [illegible]
[illegible]
de [illegible] ... n° 14. ff. [illegible]

Afficeus, et [illegible] ... in l. [illegible] ... n° 75. ... vol. 4 fol. mihi 308. [illegible] ... [illegible]

[illegible] ... conspiratione ... ad tempus locationis ... l. [illegible] ff. [illegible] in [illegible]

[illegible] ... nulla [illegible] ... 183 ... 165 ... [illegible]

[illegible] ... in [illegible] ... [illegible] ... tradit ... in [illegible] ... n° 2 f. mihi 182 [illegible]

Res pignori obligata [illegible] [illegible] creditoris, cui pignori erat obligata, in eam potest [illegible] l. ult. C. de remis. pig. si modo nihil dolo malo actum sit. [illegible] quae suspitio est [illegible] l. [illegible] quod [illegible] pig. vel hypoth. et tradit [illegible] tract. de Pig. et Hypoth. cap. [illegible] n. 308. [illegible]

Hypothecari [illegible] potest quis [illegible] suo creditori [illegible] in solo alieno, ut [illegible] alterius coloni [illegible] [illegible] ipsi colono [illegible] illis fructibus l. in [illegible] ff. in quibus cau. pig. vel hypoth. tac. [illegible] cum alijs [illegible] addu. in trac. de pig. et hypoth. in 4. mem. 2.ᵃ par. n.º 147.

Hypothecaria actione [illegible] spacio [illegible] [illegible] 230. Tom. 1. n.º 1. et in n.º 2. 3. [illegible]

[illegible] hypothecaria act.º debitori [illegible] ex eius [illegible] quamlibet [illegible] in qua [illegible] hypothecam [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 18 [illegible]

Hypotheca tacita [illegible] [illegible] [illegible] Hypoth. par. [illegible] mem. 4. n.º 8. fol. 41.

Hypotheca [illegible] [illegible] qua [illegible] aliquid [illegible] [illegible] [illegible] debitori [illegible] [illegible] [illegible] Pig. et Hypoth. par. 2. mem. 3. n.º 81. fol. 32

Cred.ʳ [illegible] hypothecaria act.º [illegible] debitorem ut aliquam [illegible] aliquam [illegible] ex his qui in [illegible] [illegible] [illegible] obligata [illegible] 18. sub n.º 2. [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible]

[illegible] nat [illegible] *Prob. et ex [illegible] Bar. q. 65. n. 8 et 10.*
[illegible] dubitari [illegible] perdidit quod [illegible] in antiqs, in [illegible] sola [illegible]
[illegible] probat [illegible] ut [illegible]
[illegible] [illegible]
[illegible] Bar. [illegible] 21 [illegible] si est [illegible] et in [illegible]
[illegible] traditur vel [illegible] traditur [illegible]
[illegible] cui prius [illegible] fuit tradita, [illegible] cui prius
fuit tradita ut donata. L. [illegible] dicto ff. [illegible]
l. ~~[illegible]~~ [illegible] et in plurib. casi-
bus ut [illegible] in [illegible] lib. [illegible]
Stipulatio
[illegible]
[illegible] possessionis
tradit Gabr. in [illegible] 48. vol. 1. f. 64.
[illegible] antiqua et [illegible] aliis [illegible] dominium [illegible] 164.
n. 9 et 10 vol. 5. f. 208. [illegible]
[illegible] apposita in [illegible] antequa [illegible] probat [illegible] ut [illegible]
n. 10.
dominio auctoris probato [illegible] probatur dominium [illegible] resp.
4 n. 34. vol. 4.

[illegible]

[illegible]

[illegible] in [illegible]

[illegible] ad [illegible] in [illegible] quondam [illegible]

[illegible]

[illegible] ad [illegible]

[illegible] subornationis [illegible] Anno [illegible]

[illegible] 24 [illegible]

[illegible]

[illegible] industriat [illegible] ad [illegible]

[illegible]

[illegible]

Clu[illegible]

Vtr[illegible]

Som[illegible]

[illegible]

D.

[illegible] 33 [illegible]
[illegible]

[illegible] tom. [illegible]

Clerici [illegible] [illegible] tradi [illegible] [illegible] [illegible] ad [illegible] [illegible] [illegible] ut [illegible] nu° 81.

Utrum [illegible] Clerici [illegible] laicus [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] in tit. [illegible] com. [illegible] à n.° 39. fol. 663. usq. ad num. 44 fol. 666.

Domicilium in aliquo loco contrahitur ex [illegible] tradit eleganter [illegible] d'Arb. [illegible] lib. 2. cent. 1. casu 86. [illegible] lib. 5.° et seq.

[illegible] fornas et [illegible] [illegible] in contractu [illegible] [illegible] [illegible] officii, in quo [illegible], [illegible] contractus [illegible] [illegible] in loco contractus. c. fi. de foro comp. [illegible] de [illegible]. Thomas Sanchez in [illegible] trac. de sancto matr. sacr. lib. 3 disp. 18. n.° 10. [illegible] et hic et in [illegible] tradit [illegible] cons. 81 n.° 58. lib. 4 [illegible] n.° 4

Fallit [illegible] [illegible] in contractu [illegible] [illegible] [illegible] ubi [illegible] domicilium [illegible] ubi contractus [illegible] [illegible]

[illegible]

Anno. stilo. 61. ubi uide.

[illegible] formam non con[illegible] [illegible]

[illegible]

Tamis. [illegible]

[illegible]

[illegible] Anno. [illegible] 59.

[illegible]

tis puniendus [illegible]

et aliis liberatis [illegible] mortis [illegible]

[illegible]

Marito tributa [illegible]

[illegible] mox virginis [illegible]

[illegible]

[illegible] Arno [illegible]

[illegible] arma [illegible] pila [illegible]

[illegible]

Q[uaestio] in Epist. [illegible]

[illegible] vocatus [illegible] Arno in [illegible]

Vicinu[m] occidens manus [illegible] committat [illegible] gladio Arno [illegible] 73.

Consanguineus [illegible] publica morte [illegible]

[illegible] tanquam parricida. Arno. Epist. 5 [illegible]

Si cui [illegible] manus [illegible]

[illegible] in [illegible]

[illegible] mortuus est Arno. Epist. 55.

[illegible] usque ad 30 dies Arno. Epist. 58. [illegible]

[illegible] iracundia [illegible] calor.

Proijciens lapidem [illegible] occidit [illegible]

[illegible] Arno. [illegible] 64 [illegible]

[illegible] Epist.

[illegible] cum armis [illegible]

[illegible] ut [illegible] Arno. Epist.

Si in impetu [illegible] homicidium [illegible]

[illegible] aliqua [illegible]

[illegible] valere [illegible] Arno in Epist. 81.

[illegible] homicidium faciens commisit ad [illegible]

[illegible] potest nihil [illegible] supplicio affici [illegible]

[illegible] tali [illegible] qualificata non erit [illegible]

Maleficijs.

[illegible] capitali [illegible]
[illegible] et [illegible] in [illegible] carnatico
[illegible] poena mortis afficiendi. cum [illegible]
[illegible] ad [illegible]
ac de loco ad locum traducit. Arm. [illegible] 100. [illegible]
[illegible] Ecclesiastica [illegible] sepultura. c. placuit 24. q. [illegible]
Arm. [illegible] 4.

Si [illegible] aliquem mortaliter vulneraverit, qui tamen fuerit realiter ab alio
[illegible] vulneratus ad [illegible] occisus, [illegible] vulneratio [illegible], ut
[illegible] Arm. [illegible] 6

[illegible]

[illegible] Arm. [illegible] 58.

[illegible] Arm. [illegible]

[illegible] Arm. [illegible]

[illegible]

[illegible] 60

[illegible] in [illegible] ... huius culpa [illegible] ... Arno. [illegible] ... fol. 13. [illegible]

[illegible] ... monitus [illegible] ... Arno [illegible] ... multa [illegible]

[illegible] ... satisfac[illegible] ... fol. 588 [illegible] ... fol. 98.

[illegible] ... fol. 3 [illegible] ... Arn. [illegible]

[illegible] ... fol. 132 ... n° 34 ... 45. n° 6 ... f. 69.

[illegible] potest [illegible] confessionem revocare [illegible] [illegible]
alii [illegible] confessus [illegible]

Si [illegible] potest [illegible] confession et [illegible] dicendo
[illegible] illud [illegible] et [illegible] quod confessus
[illegible] et [illegible] adversarius [illegible] illud [illegible]
[illegible] erroris [illegible] [illegible] adversarius

[illegible] revocat [illegible] negans [illegible]
in [illegible] Lanfr. in c. [illegible] n.° 33 [illegible]

[illegible] confessio [illegible] posuit [illegible] in articulando et capitulando [illegible]
[illegible] Lanfr. [illegible] n.° 34 [illegible] notandum [illegible]
[illegible] quae [illegible]

[illegible] posuit revocari [illegible] et [illegible] quod ad [illegible] errorem

[illegible] [illegible] libelli [illegible]
[illegible] et [illegible] in libello.

[illegible] ad [illegible] fiant [illegible] respondendi [illegible] n.° [illegible]
[illegible] [illegible] ad [illegible] [illegible]
[illegible] [illegible] iudicat [illegible] [illegible]

[illegible] [illegible] datas.
[illegible] ad [illegible] eiusdem [illegible] Iacob. [illegible]
n.° 3 fol. 22 in vol. [illegible] d atti.

[illegible] Lanfr. in [illegible] c. [illegible] in 6 col. [illegible]
[illegible] contumaciam ad respondendum [illegible] [illegible]
et [illegible] [illegible] n.° 2.
[illegible] notorius [illegible] et in ca [illegible]

Sovr [illegible]

[illegible]

Sta [illegible]

[illegible] mulier [illegible] in matrimonio [illegible]

[illegible] ut [illegible] Bal. in l. [illegible] de [illegible] Castellian[illegible]

[illegible] memorabilibus in ver. [illegible]

[illegible] traducta uxor ad

[illegible] carnalis [illegible]

[illegible] 58 [illegible]

[illegible] matrimonio [illegible] l. [illegible]

[illegible] lxx [illegible]

[illegible] consuetudine [illegible]

[illegible] 49 [illegible]

[illegible]

Ulterius [illegible]

[illegible] matrimonij [illegible]

[illegible] manens [illegible]

[illegible] 98.

[illegible]

[illegible] uxorem [illegible] maritalem [illegible]

[illegible]

Statuto [illegible] cavetur, quod [illegible] uxori in [illegible] [illegible] [illegible] lucrari [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] dotis [illegible] ex [illegible] statuto et non est [illegible] mora uxoris ad dotem [illegible] [illegible] Bal. in cons. [illegible] lib. 1.

[illegible] [illegible] [illegible] ad [illegible] [illegible] Statutum [illegible] [illegible] [illegible] [illegible] fol. 315. in [illegible] [illegible] Tractatu [illegible] [illegible] Bal. [illegible] [illegible] C. de iur. dot. et Dotis [illegible] [illegible] [illegible] n.o 129. vol. 5. [illegible] col. 1. et [illegible] n.o 130 [illegible] [illegible] [illegible] [illegible] dotis [illegible]

[illegible] [illegible] filia [illegible] [illegible] [illegible] [illegible] [illegible] actionis et [illegible] [illegible] [illegible] principali [illegible] [illegible] par. 2. q. 3. fol. [illegible] tractatu de dot. [illegible] [illegible] [illegible] vol. 2. et [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] patris, an [illegible] [illegible] [illegible] par. 1. q. 3. fol. 105. [illegible] [illegible] fol. 76.

[illegible] [illegible] [illegible] filia [illegible] [illegible] filia [illegible] [illegible] in dotem, [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] utrum sit indigentia dotatio, et quod [illegible] [illegible] Bal. [illegible] in tract. de dote par. 6. [illegible] [illegible] fol. 32.

[illegible] [illegible] [illegible] [illegible] [illegible] dotare [illegible] in cognitione [illegible] [illegible] [illegible] dotationis, Bal. [illegible] [illegible] dos augmentata.

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Cap. de dot. par. 2. [illegible] [illegible] [illegible] [illegible] omni [illegible] n.o 6. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] alicui [illegible] [illegible] et in matrimonium collocanda [illegible] [illegible] nuptias [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Crav. in cons. 101. n.o 1. f. 91.

Pater [illegible] dotare filiam [illegible] [illegible] [illegible] liberos, ubi [illegible] ff. de dot. [illegible] [illegible] [illegible] [illegible] [illegible] ff. [illegible] [illegible] [illegible] [illegible] ff. [illegible] [illegible] [illegible] [illegible] filia [illegible] bona [illegible] dotem [illegible], ut tradit [illegible] in [illegible] [illegible] [illegible] [illegible] dot. [illegible] [illegible] et [illegible] et [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] filia [illegible] apud [illegible] [illegible] et dicere [illegible] dotare [illegible] in bonis [illegible] [illegible] dos [illegible] [illegible] bonis [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] de dot. [illegible] [illegible] alios Corradus in cons. 147. lib. 4.

Matrimonio dolo [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] ut not. [illegible] in l. [illegible] [illegible] dotali n.o 8. et seqq. C. [illegible]

Extranea dotans [illegible] [illegible] [illegible] [illegible] [illegible] mulier [illegible] [illegible] [illegible] ut [illegible] dos [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] extranea [illegible]

Filia cui a Patre in testamento relicta fuerint scuta octomillia si nupserit, et mille si monasterium ingredietur, et non habeat scuta tres mille, ingrediatur ipsa monasterium an debeantur scuta octomillia, plene examinat Guid. a Monte [illegible] a Valle in cons. 35. per totum vol. 3 et concludit quod sibi debeantur octomillia.

Alias filiam quam nuptui tradidit, nec teneri ad usuras dotis tardius solutae illis pro quorum fuit [illegible], sed ei competit exceptio doli mali. L. Pater pro filia ff. de dol. mal. excep.

Dotis augmentum petere potest filia ex [illegible] dotata a patre si post dotationem patris facultates excreverint. Decia. cons. 60 n.o 28. fol. 261. vol. 4. [illegible]

Dotis illius, quas annuatim debet dare eis, quas ad [illegible] dotare, non imputantur in legitimam, sed [illegible] peculium adventitium, ad profectitium. Decia. cons. 1. n.o 80 fol. 8. vol. 4.

Creditores dotis ad [illegible] claudicare, arg. L. filia. § si pro pupillo ff. de [illegible] et ibi Bar. et Pau. de Cas. [illegible]

Mulier si agat hypothecaria contra tertium et creditores ipsius [illegible] ad [illegible] ius offerendi ad [illegible] quod mulieri [illegible] privilegio 41 [illegible] Bal. [illegible] de Doti Bar. 8.o privilegio 41 n.o 1. fol. 101. in vol. trac. Dot.

Maritus pro rata lucri [illegible] n.o 131 vol. 3 fol. 18. Hier. a Laur. in dec. 49. n.o 3. f. [illegible]

Filia dotem quam ei pater vivus dedit non tenetur in Trebellianicam imputare. Bar. in L. in quartam ff. ad L. Falc. n.o 12. et Pegr. in trac. de fideicom. art. 3. n.o 30. [illegible] vero ea, quod habuit [illegible] qua [illegible] iudicio testatoris [illegible] ex art.o in Trebellianicam imputantur [illegible] tamen legati vel fideicommissi, seu etiam causa conditionis implendae relictum sit [illegible] L. in quartam ff. ad L. Falc. Michael Gras. in trac. de successio. § Trebellianica n.o 4.

Vir, et uxor non debent [illegible] ad [illegible] Decia. cons. 33. n.o 19. fol. 140. vol. 4

Maritus [illegible] uxori [illegible] [illegible] n.o 1. et 3.

[illegible] et [illegible], quod maritus [illegible] uxorem sine dote [illegible] quod mulier [illegible] velit ultra [illegible] in L. 1. ff. sol. mat. Et contra [illegible] data dote, quod [illegible] aliqui [illegible], [illegible] maritus [illegible] multos annos uxorem in domo et alimenta ei [illegible], Mixocl. cons. 292. n.o 17. lib. 3 [illegible] multos [illegible] ibidem allegatos.

Dotibus :

Dos confessa ab [illegible] et privilegiu [illegible] dotis adversus [illegible] [illegible] tract. [illegible]
§. 4. q.l. 6. n.° 14. fol. 120. ubi innumeros [illegible] allegat scrib. [illegible]

[illegible] max.[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] tenendo [illegible]
[illegible] 71. n.° 35. lib. 4.

Ex [illegible] [illegible] [illegible] [illegible] [illegible] dot. [illegible] in [illegible] [illegible] fuit assignata [illegible] [illegible]
[illegible] ad [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] C. [illegible] [illegible]
[illegible] par. n.° 70. [illegible] 246.

Frater [illegible] dotare [illegible] [illegible] germanas, [illegible] ex [illegible] [illegible] [illegible]
[illegible] in L. i. par. 3. n.° 101. C. [illegible] bon. mater.

[illegible] [illegible] dotis [illegible] [illegible] ob [illegible] [illegible] ad [illegible] [illegible] [illegible]
[illegible] in trac. [illegible] dot. par. 3. in [illegible] trac. dot.

Executio [illegible] [illegible] [illegible] [illegible] dotis [illegible] in trac. [illegible] [illegible] [illegible]
[illegible] par. 2. n.°

Dotes [illegible] [illegible] a [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] et si [illegible] [illegible] [illegible] habuissent bona libera
[illegible] eas potuissent dotare [illegible] cons. 57. n.° 22. vol. 4.

Divisio [illegible]
[illegible]

Divisionis facte inter [illegible] ut inveniens p[illegible] [illegible] clausula [illegible] 33 num. [illegible] alio [illegible] 5.

[illegible] in divisione [illegible] filii [illegible] lib. 2. [illegible] 126. n. 6.

[illegible] divisionem inter [illegible] ad [illegible] Clar. in [illegible] 6. vol. 39.

Divisiones inter socios, seu fratres, [illegible] in comunione [illegible] quomodo sint faciendae, pulchre [illegible] Decia. [illegible] 80. vol. 5. ubi [illegible] mat.a affatim [illegible] A.b. [illegible] lib. 2. [illegible] 2. cam. 123. et [illegible].

Colono habente filios utiles fieri debet [illegible] colonum habentem filios inutiles tempore divisionis. [illegible] par. 2. [illegible] divis. inter colon. n.o 4. fol. 95.

Modus unicus cognoscendi [illegible] et [illegible] Castellani [illegible] in 3 par. [illegible] 33. fol. 326.

Societas [illegible] inter [illegible] dividenda est [illegible] capita [illegible] stirpis. Decia. [illegible] 80. n.o 8. f. 247. vol. 5.

[illegible] ex [illegible] induci divisio [illegible]. l. si creditores. C. [illegible].

Qualis [illegible] divisio [illegible] filium [illegible] cum [illegible] negotiatus [illegible] A.b. [illegible] lib. 2. [illegible] 2. cam. 126. fol. 130. [illegible]

[illegible] dividere [illegible] inter liberos [illegible] divisiones, [illegible] filii [illegible] l. [illegible] titulum

Cl[illegible]

Cla[illegible]

Eccle[illegible]

Lectio[illegible]

Illus[illegible]

In[illegible]

[illegible]

Clu[illegible]
in[illegible]
im[illegible]

[illegible]

[illegible]

Clerici [illegible]

[illegible] laicae Glo. [illegible] Quod [illegible] intelligi [illegible] canonis [illegible] excommunicat [illegible] Abbas [illegible] 100 [illegible]

Clerici [illegible]

[illegible] excommunicat [illegible] clericis [illegible]

[illegible]

Ecclesiarum et Ecclesiasticarum personarum privilegia [illegible] Marin. in [illegible] Rubrica [illegible] confirmat in sing. [illegible] 174 [illegible]

Ecclesia [illegible] ad excludendum [illegible] ut dixi sup. in tit. de filijs, col. 2. ur. filius [illegible]

Filius sacerdotis [illegible] beneficium [illegible] Papa ad [illegible] talem ad [illegible] dignitatem habilitatus [illegible] beneficium [illegible] habuerit [illegible] et dispensatio ad beneficia obtinenda. [illegible] 94

Juramentum [illegible] oblatum [illegible] Arm. [illegible] 80.

[illegible]

[illegible] obligat [illegible] sacerdoti [illegible]

[illegible] communicans [illegible] excommunicatus [illegible]

[illegible]

Clericus in causa criminali ad [illegible] testis contra laicum [illegible] in causa Civili [illegible] dubium [illegible] superioris licentia [illegible] [illegible] immo [illegible] [illegible] irregularitas nihil aliud [illegible] infamia et [illegible] vide ibid. et inf.

Ecclesia restitutionem in integrum [illegible] laicus [illegible] ecclesiasticis [illegible] 2. fol. 44.

Clericus

Testimonium [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
Gl. in cap. monachus in [illegible] [illegible] [illegible] [illegible] ubi, quod tantum valet
testimonium 4.or clericorum, quantum testimonium sex laicorum, [illegible] [illegible]
et alias affert auctoritates in cons. 261 n.o 1 fol. 11 par 2

Ecclesia si alienat aliquam possessionem [illegible] [illegible] [illegible] [illegible] [illegible]
laeditur enormiter [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] possessionem
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

Ecclesia [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] ad [illegible] ad aliquod [illegible] [illegible]
[illegible] [illegible] [illegible], Maat. [illegible] [illegible] vol. lib. [illegible] tit. 19. n.o 11.

Avaritia Clericorum [illegible] [illegible] [illegible] [illegible] lib. 6. et Clericorum [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
16 f. 20.

Bona [illegible] [illegible] posse alienari, adhibita tamen forma ~~tradita~~ in c. [illegible]
[illegible] 12. q. 2. et in c. 2. de [illegible] [illegible] [illegible] aliis [illegible]

Posse bona Ecclesiae [illegible] sicut aliorum privatorum. c. 1. c. [illegible]
[illegible] c. de quarta de [illegible] quod [illegible] [illegible] [illegible] [illegible] ipsius Ecclesiae
[illegible] Bal. [illegible] de [illegible] par. 1. n.o 8. f. 2. in corpore [illegible] [illegible]

De immunitate Ecclesiae, et de confugientibus ad aedes sacras meminit [illegible]
[illegible] [illegible] lib. 2 [illegible] [illegible]

Ecclesiae bona, [illegible] [illegible] [illegible], et quae sine [illegible] alienari possunt, [illegible]
Mens. [illegible] [illegible] lib. 2 cent. 2. casu 172. fol. 175. [illegible] [illegible]

[illegible] [illegible] [illegible] succedit in aliquo tempore [illegible] [illegible] [illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Mulier cōmodo dulce [illegible] [illegible] [illegible] naturis ad [illegible] que
tis sibi a marito [illegible] fuerit [illegible] [illegible] legatus [illegible]
ri [illegible] in [illegible] [illegible] in [illegible] marito

[illegible]
[illegible]
[illegible]
[illegible]
las [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
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[illegible]
[illegible]
[illegible]
pa [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
ca [illegible]

[illegible]

[illegible]

[illegible] 80 [illegible]

[illegible]

Decretum iudicis [illegible] consensus [illegible] [illegible]

Decretum iudicis et indiuiduum Rot. [illegible] 1 n. 88. uol. 3. [illegible] particulare... et [illegible] ut ibi n. 86. et 87.

Decretum [illegible] ad [illegible] cuius ualiditate [illegible] 20. n. 55. [illegible] 5. f. 77 ubi in aliis [illegible] num. a 52. usque [illegible] plura de [illegible] ad illud [illegible] et [illegible].

[illegible] plane [illegible] discussas [illegible] arb. lud. 1. 2. casu 171.

Si [illegible]
[illegible]
Matri [illegible]
[illegible]
Imeus [illegible]
[illegible]
Vxori [illegible]
[illegible]
Quisn [illegible]
[illegible]

Matrimonium et sponsalia.

Si [illegible] alicuius puellae [illegible] illam ducturus in uxorem et hi [illegible] verba de futuro, deinde [illegible] munera [illegible] fuerint, [illegible] oscula [illegible] [illegible] [illegible] copula carnalis [illegible]. [illegible]
[illegible] [illegible] contraxit matrimonium cum alia per verba de
[illegible]. Non valebit [illegible] an 2.m [illegible] [illegible] tradit, [illegible]
quo [illegible], q[illegible]
Matrimonium [illegible], quod est contractum per verba de praesenti [illegible]
[illegible] verba [illegible] [illegible] carnalis [illegible]
[illegible] [illegible] alios [illegible] pauli
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] impedimentum matrimonij c. sup. [illegible]
[illegible] Rom. in [illegible] [illegible] Procedit dummodo [illegible]
sponsalia non sint [illegible], qui in [illegible] [illegible] copula et
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] Adur
[illegible]
[illegible]
Matrimonium [illegible] ad instar societatis. c. cum societatis 21. q. 2. quia [illegible]
[illegible] et uxor [illegible] [illegible] domus [illegible]
[illegible] in [illegible] 8. [illegible] lib. 1.
Uxorem [illegible] accipiendo [illegible] corpus [illegible]
[illegible] [illegible] in lib. 1. [illegible]
fol. 43. n. 46.
[illegible] mulier corpus [illegible] c. manifestum [illegible] 30.
q. 4. Pristina
[illegible] naturalis in hominibus, ut serviant feminae [illegible] nulla [illegible]
[illegible] ne maior [illegible] minori. c. [illegible] 33. q. 5. [illegible]
[illegible] c. [illegible] ibidem. [illegible] cur femina [illegible]
[illegible] subiecta [illegible] peccatum originale [illegible]
[illegible]
[illegible] a domo sua [illegible]
[illegible] a domo sua [illegible] 146. [illegible] 56.
in l. si sterilis. §. [illegible]
[illegible] sit iustus metus ad separandum thorum, et de separatione
thori facienda propter timorem mortis et si maritus [illegible]
non tradit [illegible] 26. et 27. vol. 4.

In ca. matrimoniali et post directa attestificata posse [illegible] [illegible] Cassellis, ut directa [illegible] contrarijs in [illegible] [illegible] Abb. in c. [illegible] [illegible] [illegible]bat.

Qualiter debeat [illegible] [illegible] alterius [illegible] obitu ut possit [illegible] aliud [illegible] [illegible] tradit [illegible] Sanchez [illegible] mat. [illegible] lib. 2. disp. 46. n. 217. et [illegible] [illegible] [illegible] in h. lib.

in ca. matrimoniali [illegible] [illegible] Barba. [illegible] vol. 2. fol. mihi 23.

Consanguinitas, affinitas, [illegible] [illegible] impediunt, ac dirimunt [illegible] [illegible] [illegible], vel matrimonia [illegible] [illegible] dissoluunt [illegible] [illegible] [illegible] [illegible], ut est [illegible] [illegible] in c. [illegible] [illegible] et matrimo[illegible]

[illegible] [illegible], [illegible] [illegible] uxor eius efficiendo nec posse [illegible] [illegible] [illegible] [illegible] cons. 317. n.° 3. [illegible]

Mulier quaedam 22. [illegible] [illegible], et [illegible] [illegible] [illegible] 20 [illegible] sicut uxoris [illegible] [illegible] cons. 417. n.° 7.

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
et [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Agnatis, et vicinis.

[illegible]

Vicini Comunit. ad minutes posse expelle a vicinis [illegible] public. [illegible].

[illegible]

[illegible] vicinis [illegible] ab agnatis [illegible] vicinis, et [illegible], [illegible] possit [illegible] [illegible] [illegible] in [illegible] 14.

[illegible] filia [illegible] agnati [illegible] similis [illegible] agnationes [illegible] L. 2. § agnati ff. de suis et legi. [illegible] L. [illegible] C. eo. et inst. de legi. agna. tut. § 1. et de legi. agna. success. in prin. et L. [illegible] in fi. de verb. signif. [illegible] lib. 8. tit. 18. n.° 2. [illegible] in eds. 180. n.° 1. et in eds. 61. n.° 5. vers. 3.° principaliter [illegible] [illegible] ee, qd [illegible] foeminarum [illegible] curat ob id qd in alienas familias translatus fuerit.

[illegible] in hac mat.a luculentissime eds. [illegible] xi. vol. 4.

Nitro[illegible]
[illegible]
[illegible]
Et an[illegible]
[illegible]
[illegible]
[illegible]
Omni[illegible]
Caus[illegible]
[illegible]
Claus[illegible]
[illegible]
[illegible]
[illegible]
Verba[illegible]
Verba[illegible]
Verba[illegible]
Verba[illegible]
[illegible]
[illegible]
Ca[illegible]
[illegible]
[illegible]

Verbor(um) et re(rum) signif(i)cat(ione)

Nepotis appellat(ione) [illegible] filius l. [illegible] l. liberorum ff. de verb. signi. cum simili. [illegible] [illegible] filius [illegible] Arno. fol. 28. ubi [illegible]
Et contra [illegible] stando [illegible] Notarij [illegible] ad [illegible] memoriae [illegible] [illegible] 37. 20. [illegible] 18. et 20. vol. 5. et in [illegible] 19. n. 17. et [illegible] 18. vol. [illegible]. Et [illegible] 18. et 20. vol. 5. [illegible] Notarius [illegible] [illegible], et omnia verba [illegible]
Omni meliori modo [illegible] clausula, [illegible] 21 vol. 5. modo [illegible] et [illegible] suppletionem [illegible]
Cavillationis [illegible] natura, ut [illegible] [illegible] natura ff. de [illegible]
[illegible] natura [illegible] num. 24.
[illegible] oblig. [illegible]
Clausula [illegible] [illegible] ff. de [illegible] oblig.
[illegible] Alexander in l. [illegible] num. 34.
[illegible]
[illegible]
Verba [illegible] clara [illegible] [illegible] ff. de [illegible]
Verba Statuti [illegible] clara [illegible] advocatus [illegible] 22. ubi [illegible]
Verbor(um) [illegible]
Verbis [illegible]
Spoliatio [illegible]
[illegible]
[illegible] verbis [illegible]
[illegible]
Nall. [illegible]
[illegible]

[illegible] et [illegible] significat

[illegible] sit da condit. ut [illegible] facit [illegible] [illegible] modus. l. [illegible]

[illegible] facimi ac [illegible] [illegible] [illegible]

[illegible] [illegible] in tradit [illegible] [illegible]

[illegible] [illegible] alios [illegible] [illegible]

[illegible] [illegible] cap. 13. n. 20. [illegible]

38 [illegible] lib. 2 [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] Thomas Sanchez [illegible]

in lib. 3. [illegible] [illegible] disput. 33. n. 2 [illegible]

[illegible] [illegible] fol. 319.

[illegible] bona et mala [illegible] dat medium scit [illegible] in dubi

[illegible] Bald. in tract. [illegible] 3. [illegible] n. 1 [illegible]

[illegible] dubiu [illegible] secunda et [illegible] n. 4.

Subiecta [illegible]

Si [illegible] [illegible] sufficit [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

Promissas in [illegible] satisfaciendi [illegible] solvit [illegible] l. [illegible]

[illegible] n. 3 [illegible] dicens limitat [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] generaliter [illegible] 29. vol. 2. [illegible]

[illegible] a lege in diversis [illegible] feminimus, ut [illegible] fol. 198.

in l. [illegible] ff. [illegible] [illegible] n. 2. fol. 198. [illegible]

[illegible] fiat [illegible] ista verba solent importare [illegible]

[illegible] 43. n. 12. vol. 2. f. 70.

[illegible] [illegible] in copulas [illegible] in uno [illegible]

non [illegible] in alio, ut [illegible] in Alex. [illegible] in [illegible]

2. [illegible] et [illegible]

Copula [illegible] [illegible] quando copula est [illegible]

[illegible] compatibilia [illegible] n. 1.

[illegible] [illegible] fol. [illegible]

Verbor. com. significat.

Quotiens alternativa ponitur inter paues et illum, vel inter totum et partem, [illegible] resolvitur in copulativam, ut per eundem Lanfr. [illegible] in c. quoniam contra n.º 11. de proba. ubi in [illegible] — *plur. id Lanc. non auctor ea [illegible] adducit.*

Quod copula [illegible] paues et [illegible] expressa [illegible] in gratia.

[illegible] actor tradit per Lanfr. in c. quoniam contra n.º 16. et 199.

Sic [illegible] clausula [illegible] [illegible] cons. 151. n.º 20. [illegible] fi. vol. 2.

Comoditas [illegible] [illegible] cons. [illegible]

[illegible] facit [illegible] interpretatio attendi, ut per eundem in cons. 100. n.º 2. et 4. eo. vol.

De modo et [illegible] [illegible] tractat Gabr. in cons. 5. vol. 1.

[illegible] inducant [illegible]

[illegible] Gabr. in cons. 22. n.º 5. vol. 1. fol. 33.

[illegible] simplex [illegible] cons. 50. eo. vol. [illegible]

[illegible] Gabr. in cons. 52. n.º 67. vol. 1. f. 68.

Maiori parti [illegible] intelligi [illegible] pande. in l. 156. ff. de reg. iur.

Mensis [illegible] accipitur l. ubi lex ff. de [illegible] in 2 casib. [illegible] in l. ubi lex.

Magnificus [illegible] Magnificentia [illegible] ubi Abb. de offic. [illegible]

[illegible] in princ. [illegible]

Plerumque ista dictio facit regulam [illegible] ibi n.º 2.

Omnis [illegible] dictio quando sit intelligenda, tradit Bar. in l. [illegible] ff. de [illegible]

Facto [illegible] voluntas [illegible] declaratur [illegible] in cap. 63. n.º 40. f. 269 vol. 1.

De coloribus [illegible] maioris et minoris nobilitatis, dicunt Bar. in trac. de insigniis, et armis f. 221. col. 5.

[illegible] Cic. [illegible] sine [illegible]

[illegible] ab etymologia vocabuli [illegible] [illegible] in cap. 43. n.º 18. vol. 5.

Dictio taxatiua non excludit qua dispositione taxata exterior [illegible] alia [illegible] Bart. l. si constante [illegible] primo ibidem allata in prin. ff. [illegible] sol. mat. [illegible]

Copula et [illegible] verba [illegible] Canale in [illegible] n.º 85. f. 90. col. 1. par. 1 [illegible] hoc verbum [illegible] [illegible] n.º 95. f. 92. [illegible]

Verba enunciatiua in antiquis inducunt dispositionem licet alias non inducunt [illegible] 64. n.º 8. vol. 5. f. 208. [illegible]

Nullatenus hec dictio idem operatur quod dictio nullo modo, et operatur quod actus in contrarium factus sit ipso iure nullus, [illegible] ibi [illegible] n.º 27.

Tanquam hec dictio quid operetur [illegible] Menoch. de Arb. Iud. lib. 2. cen. 4. casu 316. n.º 3 f. 265.

Intelligi hoc verbum quandam denotat improprietatem. l. si tibi domo § cum servus [illegible] Menoch. de Arb. iud. lib. 2. cent. 4. casu 316 n.º 19. f. 265, et

Verba [illegible] ad [illegible] ut puta [illegible] filia [illegible] ac si [illegible] ut [illegible] factum [illegible] exprimantur [illegible] l. si [illegible] lib. 3. l. [illegible] 30. anno.

Hinc quod verba copulatiua coniuncti denotant et simultaneo ordine admitti [illegible] not. [illegible] in l. Gallus. § quidam recte ff. de lib. et posth. et [illegible] in c. [illegible] et in c. [illegible] [illegible] lib. ii. § [illegible] q. 80. [illegible] de fideic. art. 17. [illegible] 4. [illegible] n. 10.

Et dictionem alternatiuam ut facta vocatio ordine successiuo [illegible] in l. Gallus. § quidam recte [illegible] de lib. et posth. [illegible] lib. 4. [illegible] 10. [illegible] 95. n.º 3. et 4. Menoch. [illegible] [illegible] q. 8. n.º 5. vers. 3.º [illegible] ut inf.

(1) [illegible] ordo maioris et minoris [illegible] alternatiua et disiunctiua resoluitur in coniunctam. l. [illegible] ff. de [illegible] l. [illegible] C. de [illegible] et [illegible] de fideic. art. 17. n.º 8. [illegible] fauore filiorum, et ex [illegible] resolui in coniunctam, et

(2) [illegible] et copulatiuam in disiunctam ac l. [illegible] causas ff. de [illegible] et [illegible]

Liberi hoc [illegible] utrique [illegible] in l. [illegible] liberos et [illegible] l. [illegible] de fideic. art. 25 n.º [illegible]

Dictiones vel [illegible] aut, et dictio et [illegible] resoluuntur p.º in copulatiuam, et 2.º in alternatiuam [illegible] Menoch. de Arb. iud. lib. 2. cent. 1 casu 86. [illegible] [illegible]

[illegible] 6 f. 660.

[illegible] 305. n.º 11 f. 114.

[illegible]

[illegible]

Vide inf. fol. 402.

Iudei si gaudeant privilegio ut possint mutuare sub usuris [illegible] nias cap. [illegible] furto subtracta [illegible] [illegible] [illegible] pecuniae restitutionem et usuris. [illegible] statutum [illegible] si ipsi [illegible] illas furto [illegible] [illegible] [illegible] [illegible] [illegible] codit. [illegible] ubi [illegible] voluit. 2.do fal- lit in bonis [illegible] [illegible] [illegible] in [illegible] 12.

[illegible] decis. 214. fol. 78.

Iudaei posse mutuari sub usuris pecunias sibi furto subtracta, nisi [illegible] illos restituere [illegible], nisi sibi restituatur [illegible] nis, quod declaro [illegible] Marq. de usuris. trac. de Iudaeis in p.a par. cap. 11. n.o 18. fol. 51 [illegible] et seq.

Hadtenus [illegible] recipiat communionem [illegible] anno, [illegible] [illegible] prim. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] Rub. de [illegible].

[illegible] [illegible] [illegible] [illegible] et effectu [illegible] [illegible] 468. n.o 5. et seqq. tom. 2. f. 179.

De Baptismo Iudeorum parvulorum, et de eorum educatione [illegible] [illegible] [illegible]. [illegible] ibi.

[illegible] Iudeorum [illegible] [illegible] paratus [illegible], ut ibi n.o 4. et seq.

[illegible]

[illegible] ad [illegible] [illegible] et tollat r[illegible]
dimmt [illegible] 4.° [illegible] [illegible] a[illegible]
vacillaus [illegible] A[illegible] dial. 51 fallet [illegible] [illegible]
utus sit [illegible] [illegible] al[illegible] 58.

[illegible] unus alter[illegible] [illegible] qui [illegible]
affectiones [illegible] tolle [illegible] [illegible] [illegible]
[illegible] olim [illegible] [illegible] lib. 2 [illegible] cap. 106.
n.° 19 [illegible] ad [illegible] [illegible] adu[illegible] sol[illegible]
[illegible] [illegible] ibi n.° 18.

Testes et domestici admittitur ad probandum [illegible] Crau.
cons. 119. n.° 9. [illegible] lib. [illegible] 10 [illegible] Nat. cons. 412. n.° 22. lo2 [illegible]
[illegible] [illegible] mediante [illegible] [illegible]
[illegible] cum dicto et [illegible] [illegible]
[illegible] infringitur [illegible] Cra[illegible] [illegible]

Sollicitator qui sponte se obtulit ad sollicitandum [illegible] testis
[illegible] [illegible] [illegible] ut suspectus [illegible] et [illegible] plen.
cons. [illegible] n.° 5. quod aut sollicitator ipse ad [illegible], nisi [illegible]
[illegible] ibidem.

Testes [illegible] suspectus [illegible] [illegible] Crau. [illegible]

Examinatio testium non potest fieri per iudicem incompetentem, nisi quod [illegible]
[illegible] in mora [illegible] Crau. cons. [illegible] n.° 1.

infamis in crimine laese maiestatis accusare et [illegible] ut [illegible]
in tit.° de infamia [illegible] cons. [illegible] n.° 9. [illegible] in [illegible] [illegible] ubi [illegible] admittitur ad probandum [illegible] [illegible]
Testes [illegible] infamia [illegible] [illegible] voluntate. l. si [illegible] C. de [illegible]
in l. admonendi n.° 150 [illegible] [illegible] in 2.° [illegible]

[illegible] alicuius testis [illegible] approbata ab utraque parte [illegible] [illegible]
[illegible] iuramento [illegible] [illegible]

Frater [illegible] testis [illegible] [illegible] [illegible] in eiusdem [illegible] in causis similibus [illegible] Crau. [illegible] in criminalibus
[illegible] [illegible] consanguineo [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]
ascendentes et descendentes [illegible] [illegible] nulla [illegible]
[illegible] [illegible], ut [illegible] [illegible] via [illegible] in l. admonendo
n.° 16. [illegible] Crau. in cons. 24 n.° 9. [illegible] rota, [illegible]
[illegible] [illegible] [illegible] [illegible] nihilominus [illegible]
[illegible] aut laici [illegible] [illegible] [illegible] ibid.
[illegible] [illegible] Alciatus [illegible] n.° 110. ubi [illegible] alia [illegible] limi-
tationes [illegible] testes [illegible] suspecti, [illegible] [illegible]
[illegible] approbavit [illegible] [illegible].

Coniunctus parti [illegible] [illegible] suspectus. Fallit, si [illegible] esse magne
sanctimoniae [illegible] in l. admonendi n.° 168. [illegible]
[illegible] [illegible], et amica [illegible] [illegible] Crau. cons. 2 n.° 4.
[illegible] [illegible] pag. [illegible] col. 2. [illegible]

Standum [illegible] [illegible] iuncto et [illegible], quod [illegible] Crau.
in cons. 6 [illegible] 5. fallit ut [illegible] n.° 15. [illegible] et [illegible] pag. [illegible] quando sunt
[illegible] testis magis [illegible] Crau. [illegible] cons. 6. n.° 6. limita
[illegible] ibidem n.° 44 et 46.

Testes [illegible] in [illegible], [illegible] [illegible] [illegible]
[illegible] accessoria aliqua, Crau. [illegible] cons. [illegible] n.° 14 et 48.
[illegible]

[illegible] ut [illegible] testis [illegible] et [illegible] Societate [illegible]

[illegible] et [illegible]

[illegible] 6. n. 15. 46. 4 – 8

[illegible]

[illegible]

[illegible] Clar. [illegible] n. 18.

[illegible] et [illegible]

[illegible] maior in criminalibus ita [illegible] Clar. ubi sup.

[illegible] ad [illegible] admittit [illegible] ibi [illegible]

[illegible] Testis ad [illegible]

[illegible]

Testis ad [illegible] qui [illegible] in illo [illegible] peccato [illegible]

[illegible] Clar. [illegible] 24. n. 13. [illegible]

et tali peccato [illegible] ad [illegible] peccavit [illegible]

[illegible] ut [illegible] n. 14. et seq.

[illegible]

[illegible] Clar. in [illegible] n. 2.

[illegible]

et [illegible] 87. [illegible] in [illegible]

Testis inhabilis [illegible] admittatur [illegible] probandis principaliter crimen [illegible]

[illegible] ad [illegible] probanda adminicula talis [illegible]

[illegible] ad [illegible]

[illegible]

[illegible]

[illegible] sibi [illegible] audire

talibus [illegible] Clar. [illegible] 74 [illegible]

[illegible] faciem [illegible] quorum [illegible] facit.

28 vol. 3 ubi [illegible] [illegible] inhabilis [illegible]

[illegible] testis [illegible]

Bart. in [illegible]

Testis ad testimonium [illegible] esse [illegible]

[illegible] Clar. [illegible]

[illegible] Clar. [illegible]

[illegible] admitti [illegible] ut [illegible]

[illegible] et [illegible]

[illegible]

Quando [illegible] solemnis [illegible] ad [illegible]

[illegible] Clar. in [illegible] n. 44 et [illegible] in [illegible] Clar. in

[illegible] testes idoneus, et [illegible] maior [illegible] testimoniale [illegible] 134

[illegible] n. [illegible] f. 155. [illegible] casu [illegible] 4

[illegible] idoneos testes, tradit Clar. in [illegible] 160 [illegible]

[illegible] testimonium [illegible] 51 [illegible] 150

[illegible]

Testibus.

Qui ex levi (...) ad test. admittantur in excep. et accusatore Io. Azevedo in Syl. aug. in tit. quod iudicatur [illegible] lib. 5. fol. 67.

Singularitas testium est triplex s. obstativa diversificati-va, et cumulativa, et adminiculativa. in prima et duabus nulla induccit prob. teste in 3ª adest sic. Farinac. Crav. in. cons. 261. n.º 3. ubi de his Bellam disserit par. 2. fol. 71. [illegible]

[illegible]

[illegible]

[illegible] cons. 245. n.º 3.º col. 2. f. 9.

Accusat. criminali pendente an accusatus admittatur in teste [illegible] quibus causis tradit Steph. Aufr. in trac. de test. n.º 3. f. 248. in vol. trac.

[illegible]

Testes [illegible]

Decedentia sive memoria et [illegible] auditu probant. Io.s Crotus in trac. de test. par. 9. n.º 336. fol. 704. in vol. trac. test.

[illegible] trac. de test. [illegible] n.º 29. fol. 163. in vol. trac. de test.

In causis in quibus concernit tangit singulos de universitate, ad [illegible] universitatis tam in universo familiaris et considerati singulos de ipsa universitate. Et ideo [illegible] admittuntur, ubi patiatur aliquas oppositiones legitimas [illegible] 23. f. 229. col. 4. vol. 4.

Testi in uno falso in nullo creditur. Crav. cons. 9. n.º 10. f. 18.

Testes discordantes in [illegible] minori et maiori [illegible] tradit [illegible] fol. 86. 4.

Testes in [illegible] variantes an dicantur singulares tradit Crav. cons. 362. post num. 2. fol. 646. usque in fine [illegible].

Homicidii, malefici, sacrilegii, furti, raptoris, [illegible] manifesti, [illegible] [illegible] manifesti et haeretici [illegible]

[illegible] f. 800. [illegible]

Margin: [illegible] 13. [illegible] Crot. in tract. de test. n.º 35. [illegible] f. 677. et seqq. in vol. trac. test.

Testibus.

Testib' ad crudit' quos repelluntur auctoris. et sicuti testi ad credit' ... negati in causa ppria, ita nec aliis testib' dicentib' dici audiuisse ab eo, nec plus credatur eoq; in sua originali Crau. cos. 41. n.° 2 ...

Testes singulares ... stant qu' ubi e singularitas ibi variatas et ... et singularitas testiu' diuidit testimonia. et eis lacerat, et testes singulares dar' diuisi, et lacerati Crau. ubi sup' n.° 1.

Contra ius diuinu' et humanu' e, quoddam dicto unius ... Crau. ubi s'

Testis debet deponere sup' facto, ad iudicare, et iudicando redditur suspectus. ead' ibi loco n.° 4.

Iudex ad pot repellere testem etiamsi pars ad petat. 1. 45 ... aut ludicelus ff. de dam. infe. Vidorio Rebuf. in trac. de test. ... 53. gl. ... in uol. trac.

Adversas caus' repellit a testificando ppter affectione' ipsius causae. Alex. de Naldetis in trac. de testi. cap. 4. n.° 52. fol. 400. col. 2. in uol. trac. de testi.

Numerus testiu' supplet defectus testiu' si aliqs reperit in ipsis ... in ... gl. et ibi ... in l. 3. ff. de testi. et ... Aud. in addit. ... et de notor. crim. in ... fama in addit. incip. ... allegatur p Alex. cos. 149. Viso ... 3.a col. uol. 5. et latissime in c. testimoniu' de testi. cum sim.

Testes p crudi ... deponentes ... l. 3. ff. de testi. Alex. ... cos. 189. ... in 2 uol.

Testes ... deponens ... ut ... et ad ... deponere Crau. ... n.° 12.

Testis domestici ... test. ... 21 ... 3 ... 3.
... testis ... contra ... sup ...
... testibus magis credit' ... cos. 27. n.° ... 25 ...
... facieton' n.° 27. l. 3.

Testi melius informato magis credendu' est, ut in eg. ... melioris informationis animaduertit ... in cos. 62. n.° 26. uol. 3. ... l. contrarius ... in ... Plagis. C. de ... C. ... procedit ... il ... n.° 14. ... 2. et ibi ... in l. quoties. C. de naufrag. l. ...

Testib' sacerdotib' magis est credendu' qu' laicis ... n.° 91. uol. 4.

... testis ...
...

... testis ...
... excepcio ...
...

...
Testis ... n.° 16.
... in ...

Quando se [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] Arbit. [illegible] [illegible] [illegible]

Pater panitur q. non patefecerit [illegible] fil. [illegible] [illegible] [illegible]
nus in lib. [illegible] [illegible] n.o 57 fol. 48.

Pater [illegible] filias ut filius [illegible] [illegible] illustr. [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] n.o 60. [illegible] [illegible]

Pater [illegible] possit [illegible] filio [illegible] [illegible] [illegible] [illegible] [illegible] et bon.
mater. in l. 1. in 1 par. n.o 53. cum seqq. 106. et seqq.

Pater adulter si instituat [illegible] [illegible] fily [illegible] [illegible] [illegible], et
[illegible] testamentum non valet qa filius [illegible] [illegible] [illegible] minoris,
[illegible] [illegible] [illegible] [illegible] filius [illegible], [illegible] [illegible] [illegible]
[illegible] in respons. 24. n.o [illegible] vol. 5.

Pater an [illegible] [illegible] [illegible] ad [illegible] filium [illegible] [illegible]
decis. 308. n.o [illegible] et seqq. f. 12.

Pater non [illegible], alere filium [illegible] filius [illegible] [illegible] [illegible], [illegible] 201.
n.o 12. par. 1. fol. 159.

Pater non [illegible] alere filium, q. ex [illegible] suis [illegible] [illegible] alimenta [illegible],
[illegible] [illegible] 48. [illegible] 8. par. 1. fol. 32.

Pater bona [illegible] fily non fot alienari, [illegible] [illegible] [illegible] usufructuarius,
et si alienat [illegible] [illegible] a filio, nisi [illegible] [illegible] [illegible],
[illegible] [illegible] 214. n.o 1. par. 1. fol. 161.

Pater [illegible] ad 2.da vota non amittit usufructum [illegible] in bonis
[illegible] filiorum. L. [illegible] C. de bon. mater.

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] non [illegible] usufructum [illegible] [illegible] [illegible] [illegible]
[illegible] seq. [illegible] [illegible] in ult. C. de bon. [illegible] lib.

Martis et lunae.

[illegible] fbandi lenitate ac d[illegible] multa in me[illegible]
[illegible] [illegible] d 4 M[illegible] [illegible] 42 [illegible] 40 [illegible]

Sepulto [illegible]
facie [illegible]
[illegible]
Dinern [illegible]
cont [illegible]
ubi [illegible]
et [illegible]
ben lat [illegible]
[illegible]
alia co [illegible]
. relic [illegible]
[illegible]
[illegible]
a [illegible]
a [illegible]
Cubile [illegible]
conc [illegible]
ue [illegible]

Stipulationis

Stipulatio dividua [illegible] ff. [illegible] in dando [illegible] [illegible] faciendo [illegible] l. stipulationes [illegible] Cato, [illegible] ff. de verb. oblig. [illegible]

[illegible] allegatus in l. stipulationes [illegible]

[illegible] interrogans [illegible] stipulationem [illegible] ff. de verb. oblig. [illegible] [illegible] ubi [illegible] divortii [illegible] [illegible]

[illegible] sine [illegible] l. 2 [illegible] ff. [illegible] [illegible] [illegible] Ang. in tit. [illegible] de verb. oblig. n.o 6. fol. [illegible] 175. [illegible]

[illegible] causa [illegible] stipulationem. l. si divortio ff. de verb. oblig. [illegible] ibi n.o 1.

Stipulatio facta sub conditione [illegible] alia causa ad [illegible] conditio impleta est sufficiens [illegible] succedit [illegible] a Titio ff. de verb. oblig. Ampliatur in 3. casib. et limitatur in 2. [illegible] ibi n.o 5.

Quilibet stipulatio trahit ad [illegible] l. [illegible] [illegible] ad. [illegible] in [illegible] ut ibi [illegible] in d.o tex.

*[illegible] in prima [illegible] 8. f. 214.

Vel [illegible]
[illegible]
in [illegible]
ne [illegible]
Cultu [illegible]
[illegible]
2 [illegible]
Ed [illegible]
in mo [illegible]
[illegible]
Certu [illegible]
Aliud [illegible]
A [illegible]
Limi [illegible]
L. c [illegible]
A [illegible]
10 [illegible]
Para [illegible]
Simil [illegible]
sit [illegible]
C. [illegible]
Resul [illegible]
Sito [illegible]
[illegible]
Melius [illegible]
[illegible]
vem [illegible]
[illegible]

Regulis Iuris.

Vel [illegible] ad [illegible] c. [illegible] ad [illegible] l. 1. [illegible]
ff. d. [illegible] oblig. [illegible] ad [illegible] in [illegible]
[illegible] Alex. [illegible] a° 23. [illegible]
[illegible] in l. [illegible] Bal. in l. [illegible]
num 2. [illegible]

[illegible] aliquo [illegible] ad [illegible]
in [illegible] Arch. [illegible]
270. [illegible] ad [illegible]
. Ad [illegible]

[illegible]

[illegible] 6. [illegible] 3 [illegible]

[illegible]

Cortus ad [illegible]
& Couar. uar. resol. lib. 3. cap. 14. fol. 550.

Aliud [illegible] melior conditio [illegible]

A [illegible] fortiori [illegible] efficacia est, et [illegible] et in mat. odiosa.
[illegible] Crau. [illegible] cons. 202. n° 3 [illegible]

Limitata [illegible] limitatio [illegible]
l. [illegible] ff. de [illegible]

[illegible] Clerici [illegible] fortiori, Crau. [illegible] n°
40 [illegible] 41 et 43 [illegible]

Paria [illegible] Affl. [illegible] dec. 366 n° 10. fol. 148

Similitudo satis est quod sit in casu de quo agitur, licet in aliis
sit dissimilitudo. Crau. in cons. 92 n° 9. fol. 85.

Cum ad utrumq. [illegible] pagimus. l. nemo ex his
C. de [illegible] et [illegible]

Regula Prior in [illegible] potior in [illegible] fallat [illegible]
[illegible] obligat. [illegible] 9 et 10 [illegible]

Sit [illegible] est. [illegible]
[illegible]
[illegible] Bal. in l. [illegible]
[illegible] in [illegible]
[illegible] n° 89. fol. 611

Melius [illegible]
[illegible] xi. q. 3. [illegible] mala [illegible] malo [illegible]
[illegible] Crau. [illegible]
[illegible] non suscipit ex intervallo [illegible] Bal.
in cons. 43. n° 15. vol. 2. f. 10.

Forma [illegible] formaliter [illegible]
[illegible]

Necessitas [illegible] subiacere legibus [illegible]
[illegible] Bal. in cons. 45 [illegible] vol. 2. f. 10.

[illegible] l. [illegible] [illegible] et adui [illegible]

[illegible] 3 [illegible] fol. 115.

[illegible]

Regulis [illegible]

Quando [illegible] copulatum, [illegible] alsi [illegible] in adver. [illegible] l. i. ff. [illegible] ibi in [illegible] placitandi [illegible] placitandi [illegible] in a [illegible] in [illegible] l. i. col. 3.

[illegible] mandati et diligentia custodiendi c. ad delicta [illegible] [illegible] intelligi ubi ad custodiendo officii [illegible] conditio [illegible] conditio eius [illegible] [illegible] fines [illegible] ad si mandaverit ff. [illegible] intellectus [illegible] attestat, Lanfran. in [illegible] explanati verbi simpliciter n.° 18.

[illegible] prohibitio [illegible] post gl. [illegible] in Rub. [illegible] intelligi simpliciter [illegible] factum [illegible] Lanfran. in Clem. [illegible] n.° 15. [illegible] in ver. libellus

[illegible] libellus [illegible] in petitio [illegible] libellus [illegible] in [illegible] libellum [illegible] Lanf. in c. [illegible] statuimus [illegible]

[illegible] ad aliud, ut ibi n.° 19.

Prohibitum [illegible] in [illegible] col. i. [illegible] [illegible] 56. [illegible] col. 1. f. 10.

[illegible]

[illegible] actio multo magis [illegible] [illegible]

[illegible]

[illegible]

Curtis[illegible] l. [illegible] [illegible]
[illegible] fi. n.º 104 [illegible]
Argutus a constantiam [illegible] perdit in [illegible] in [illegible] 53.
26. f. 268. col. 2. vol. 4.
Solatium est miseris [illegible] formaz l. [illegible] ff. q. [illegible] qui [illegible]
memoria 19. q. iii. Bar. in pria. trac. [illegible] [illegible] Mariale
[illegible] f. 123.
Ca[illegible] [illegible] etsi [illegible], ad ea [illegible]
[illegible] Consilius [illegible] lib. 1. q. [illegible] 2.
n.º 2. f. [illegible]
[illegible] principio tituli [illegible] formatz [illegible]
[illegible] dispositionibus successiuis effectus sumuntz ab illa, [illegible]
ad alias, [illegible] ad illas ad quas [illegible] [illegible] par
n.º 50. f. 113.
[illegible] ad [illegible] vassallus [illegible] castello [illegible] vassallus [illegible]
[illegible]
[illegible] Episcopus ad [illegible] a Papa [illegible] [illegible]
[illegible] 241 n.º [illegible] 11. ubi pulchra.
Nihil actu esse credimus [illegible] aliqui [illegible] l. [illegible]
[illegible] indig.
Habilitas in [illegible], cum de aliquo dubitatz Mant. [illegible]
ult. vol. lib. i. tit. 13. n.º 19 et lib. 5. tit. 2. n.º 5.
Postulans [illegible] ad [illegible] id, cuius [illegible] petentis [illegible]
[illegible] est [illegible]
Subtilitas plerumque in [illegible] l. in causa ff. de minis
Difficile est, ut bono peragant exitu, [illegible] malo [illegible] principio c. cum paulus [illegible] principalis [illegible] et
Ubi [illegible] ad [illegible] nullum boni operis [illegible]
cium, ut in [illegible] [illegible], et
Bene [illegible], si fiat principium [illegible] et amabile deo,
ut in Auth. quomodo oportet Episcopos in pria.
Fauorabilibus causis ad [illegible] ita fauor exhiberi, ut alijs fiat
iniuria Mant. [illegible] ult. vol. lib. 6. tit. 3. n.º 34. fol. 122.
Domus [illegible] [illegible] receptaculum, et refugium l. plerumque [illegible]
[illegible]
Infinita [illegible] ult. l. [illegible] l. si plures [illegible]
[illegible] 10.

Nihil sub sole novum est, ad l. cum [illegible] ff. de [illegible]

Dubitans quid alio consulit [illegible] scienti, quae [illegible] eius [illegible] ... et si non investigat ubi imputet [illegible] cons. 267. n. 2. vol. 2. fol. 24. col. 3. post Bal. ibidem relatum.

Nulla macula est in liberali animo oblatum recipiat et petit [illegible] dolo facit qui petit illud quod est restituturus. L. dolo facit ff. de except. doli [illegible] facit [illegible] in 6. [illegible] cons. 467. n. 5.

Veritas oculata fidem magis [illegible] auris [illegible] ingt. [illegible] de gradib. [illegible]

Ubi plura impedimenta obstant non sufficit unum tolli nisi alia [illegible] L. si domus ff. de leg. [illegible] L. si non [illegible] institut. [illegible] pulchra [illegible] in resp. 45. n. 3. fol. 158. vol. 5. [illegible] ubi [illegible] n. 22

[illegible] ratio, [illegible] intellectus non [illegible] L. lex [illegible] Mat. [illegible] datoris [illegible] lib. 5. de pig. et post [illegible] cons. 63. et cons. 134. Alex. cons. 45. lib. 5. [illegible] et alij quos citat [illegible] in L. a [illegible] ff. de [illegible] reg. iur.

[illegible] ubi Bar. ff. ad L. iul. maiest.

Falsa causa adiecta [illegible] non vitiat [illegible] L. si divortio ff. [illegible] vol. [illegible] oblig. Vide Io. Camp. de dot. Par. 3. q. 51. f. 266. in vol. [illegible] dot.

[illegible] ubi [illegible] facile [illegible] L. 2. [illegible] a qua [illegible] lib. 2. [illegible] cons. 168. n. [illegible] fol. 169. [illegible]

Una pars [illegible] (et tertio) [illegible]

[illegible] in [illegible] ff. [illegible] L. q. [illegible] relatam a [illegible] cons. 55. n. 44. l. 2.

[illegible] in abundanti [illegible] non alterant [illegible] L. q. [illegible] ff. [illegible]

Actus de [illegible] non [illegible] volunt illud [illegible] L. [illegible] ff. [illegible] necessitatis [illegible] auth. et [illegible] auth. [illegible] ubi [illegible] est [illegible] auth. [illegible]

[illegible] aut q. [illegible] et si aliter [illegible] 18 n. 62. fol. 181.

[illegible] vincibiles [illegible] c. [illegible] Imag. [illegible] 2. [illegible]

Exceptio doli [illegible] in trac. [illegible] Par. 2. q. 6. n. 5. f. 120.

[illegible] inf. f. 414

[illegible] illius relaxatio, et donatio per matrem restitutionis filiorum liberorum post matrimonium, [illegible] cent. 194. n.° 11. et in [illegible]

Mater [illegible] filii [illegible] alte[illegible] [illegible] tr[illegible] C. ad eius dist. 5.

Mater volens assumere tutelam filiorum, an teneatur renunciare 2.^dis nuptijs. Item an avus maternus [illegible] in tutela filiorum; et an mater, quae est in potestate patris possit esse tutrix filiorum. Praeterea an mater assumens tutelam filiorum, si non sit nisi [illegible] [illegible] cautione seu fideiussione, non pupilli salva [illegible], consulit Bart. in cons. XI. vol. 3. fol. [illegible] 23 [illegible] [illegible] et, an mater [illegible] patruus pupillorum, stante statuto quod agnati, seu patrui excludant matrem a successione filiorum ab intestato.

Mater de bonis filij administratis tenetur rationem reddere, Menoch. de Arb. Iud. lib. 2 cent. 3. casu 209. n.° 6. fol. 214.

Mater ab intestato succedit [illegible] una cum alijs filijs [illegible] filio auth. [illegible]. C. ad Tertul.

Maleficijs.

Credimus in poenalib. et odiosis inspicimus ut veritatem ut opinionem quae sit favorabilius et ad vitandam poenam. Crav. in cons. 2. n.º 5. ex [illegible] Pau. Cas. ibi citati: [illegible] intelligit ibidem Crav. nisi [illegible] dant [illegible] illicitum, qa tunc opinio [illegible] excusat contra veritatem, et affert [illegible] exempla, [illegible] usque ad num. 9. [illegible] maiori cognit. [illegible]

Excusatio [illegible] Crav. in cons. 2. n.º 10.

[illegible] Bar. ff. ad L. Aql. Crav. cons. 2. n.º 12.

[illegible]

[illegible] Crav. cons. [illegible] n.º 15

[illegible] Crav. cons. [illegible]

[illegible] Crav. cons. 2. n.º 21.

[illegible]

[illegible] Crav. [illegible]

[illegible] Crav. cons. 319. n.º 14. [illegible]

[illegible] Crav. in cons. 6. n.º 88.

Bona fama, [illegible] inestimabilis, et sicut [illegible]

[illegible]

[illegible] Crav. in cons. 6. n.º 41. [illegible]

[illegible] instrumenta [illegible] maleficij [illegible]

[illegible]

[illegible] voluntate [illegible]

[illegible] capitis [illegible] minori [illegible] capitis [illegible] usque ad [illegible] intelligi primo [illegible]

[illegible]

Maleficiis.

Sententia delicta de plano [illegible] cognosci. l. licia ff. de acc. [illegible] convenit sententia delicta, trad. [illegible] in [illegible] Sap. n. 9. 10. [illegible] in [illegible] de [illegible]

Mal. [illegible] publice, ut alijs exemplo ad deterrenda maleficia sit, et [illegible] l. bona fides ff. depositi.

[illegible] punire [illegible] [illegible] [illegible] judex domicilij [illegible] punire incolas [illegible] [illegible] delicto in alieno territorio [illegible] in [illegible] 40. n. 81, [illegible] col. 2 vol. 4

De Aris Misericordiae [illegible] ad [illegible] Covar. var. resol. lib. 2, cap. 20.

[illegible]

[illegible] in l. [illegible] ff. ad l. Pompe. de Parri.

[illegible] in Bono, [illegible] loca [illegible] ult. [illegible] lib. 9. tit. 2. n. 38. fol. 2. [illegible]

Ex varietate et [illegible] [illegible] resultat [illegible] sufficiens ad tortura. Bar. in l. de minore. § plu[illegible] ff. de questio. [illegible] in suo trac. in verb. fama publica. Covar. 17. n. [illegible] et [illegible] non [illegible] [illegible] plures [illegible] [illegible] dixit [illegible]

aut
labo
rimt
ad

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Notorio.

Licet tex. in clem. [illegible] calumnijs [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] ut [illegible] scribit Cor. in cōs. 204. [illegible]
[illegible] [illegible] Grau. in cōs. 3. n.° 4.
[illegible] [illegible] palam [illegible] in publico fuit [illegible] [illegible] mala [illegible].
Grau. cōs. [illegible] n.° 5.

Notoriū sufficit allegari, iux. tex. in l. si adulterium cū incestu §. si Pollioni ff. ad l. iul. d adult. et tex. Cepol. in cōs. 301. n.° 60. lib. 3. [illegible] d hoc pot iudex [illegible] informari.

Notoriū qd sit, et quomō iudicet, docet [illegible] d [illegible] iud. lib. 2 cent. 2. casu 166. fol. 168.

Vale [illegible]

[illegible]

Mal [illegible]

[illegible]

Com [illegible]

sus [illegible]

cap [illegible]

[illegible]

plur [illegible]

Val.r Consuetudo [illegible] Iuri singularis [illegible] [illegible]
[illegible] .4. [illegible] legitur [illegible] [illegible]
[illegible] [illegible]

[illegible] non fortior est pacto. [illegible] 4.
n.o 13. lib. 1.

[illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] prohibitio legis [illegible] importat necessitatem [illegible]
contra [illegible] ibi n.o 12.

[illegible] [illegible] inducta [illegible] consuetudinem [illegible]
[illegible] n.o 13.

Malis adinventa, et male consuetudines [illegible] longo [illegible] [illegible] bon
ga consuetudine [illegible], [illegible] observan. [illegible] in [illegible]
34. n.o 23. vol. 3.

[illegible] et [illegible] [illegible] dicitur, [illegible] plurimos [illegible]
[illegible] quam [illegible] consuetudo [illegible] [illegible] 15.
n.o 25. vol. 5 [illegible]

Consuetudo [illegible] [illegible], cui [illegible] summa [illegible]
[illegible] [illegible] antiquorum, [illegible] pariter [illegible]
[illegible] 318. vol. 2.

[illegible] testimonio [illegible] Gab. [illegible] 14. n.o 22.

[illegible] [illegible] consuetudo [illegible] [illegible]
[illegible] [illegible] 06. [illegible] 4. [illegible] [illegible] 54. n.o 3 [illegible] 51.
[illegible] [illegible] [illegible] 51 [illegible] 28

Consuetudo [illegible] [illegible] [illegible]
[illegible] [illegible] confirmata [illegible] 50. n.o 27. lib.

Consuetudo [illegible] excusat [illegible] [illegible]
[illegible] 1.5. [illegible] n.o 35. lib. 4.

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible] Tiraq. [illegible] causa 42. f. 215. [illegible]

[illegible] magis mala consuetudo [illegible], tanto magis [illegible]
[illegible] diuturnitas [illegible] peccatum [illegible]
[illegible] [illegible]
[illegible] n.o 53. lib. 1. 401
[illegible] [illegible] [illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Inn. Servitutibus

[illegible] ad [illegible] in [illegible] agri [illegible] usus [illegible]mitatis [illegible] Cravetta in cons. 4. [illegible]

[illegible] in [illegible] xv [illegible] L. si cui C. de servitutibus prima. inter [illegible] ad [illegible] x [illegible] vallo de [illegible] L. meriana C. eo.

[illegible] an possit in muro comuni aedificari, [illegible] isd. vol. 1. [illegible] 188

iuni[illegible]

iurisdictionem aeternam hãt [illegible] consuetudine et praescriptione [illegible]

Crau. in cõs. 4. nº 27.

Cadem [illegible]
cal [illegible]
pin [illegible]
et [illegible]
est [illegible]
lie [illegible]
min [illegible]
tb [illegible]
l. [illegible]
j' [illegible]
ud [illegible]
tr m [illegible]
Mer [illegible]

Condemnatus p iudicē ad reddendā dotem intra [illegible] quo
casu intelligit condemnatus, et soluat aliquā [illegible], quia [illegible]
[illegible] L. statuliber [illegible] ff. d statulibr l. [illegible] ff. d cond
et demon. et. L. i § officio ff d tut. et ratio. [illegible] cc [illegible] cautela
est, q condemnatus compareat intra tempus statutū, et dicat cre-
ditori calculata [illegible] [illegible] tenet in [illegible] anno [illegible]
minus, et si plus apparebit me [illegible] [illegible] [illegible]
[illegible] [illegible] condemnatus [illegible], ut [illegible]
L. i nº 2. ff. [illegible] cum post alios [illegible] adducens.

De redditt. dotis, q dicatur istud onus, et quomodo sit reddenda,
[illegible] tit.º d [illegible] fol. 248.

An maritus [illegible] reddere dotē d bonis uxoris [illegible]
Menoch. d [illegible] l.º 3. [illegible] 9.

[illegible]

[illegible]
[illegible]
[illegible]
[illegible]
Tu la [illegible]
[illegible]
anf[illegible]
sat [illegible]
ce[illegible]
elti[illegible]
[illegible]
mis[illegible]
a[illegible]
[illegible]
quo [illegible]
Com[illegible]
Cui[illegible]
in [illegible]
tu[illegible]
[illegible]
cu[illegible]
At[illegible]
sal[illegible]
et [illegible]
[illegible]
si [illegible]
ne[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
Qui [illegible]
[illegible]
Et [illegible]

Causa compensationis, aut reductionis opposita in causa executiva [illegible] locum habeat, tradit Alex. in cons. 66. nº 5. vers. [illegible] et nº 6. ac 7. lib. 2. et Borga. Cavale. in decis. 72. fol. 195. par. 2. nº. 11. 12. 18. 19. 20. 72

Et [illegible] ad impediendum cursum usurarum [illegible] ipso iure operari compensationem de credito ad creditum, et de sorte ad sortem ne [illegible] amplius ad currant usuri, et ad obiecta a debitori compensat., ut si [illegible] sit debitor de 1000. et creditor de alijs 1000. ut [illegible] in l. cum alter ff. de compensat. [illegible] cum glo. in l. [illegible] etiam C. eo. [illegible] l. eius. C. de solut. et hoc procedit sive usuri [illegible] iure actionis sive officio iudicis sive privilegio minoris aetatis ut [illegible] tradidit [illegible] cons. 107. nº 2. lib. 2. et Alex. cons. 87. nº 28. lib. 1. dicit quod licet compensatio [illegible] nisi opponatur ab homine, tamen hoc fallit quo ad evitandam poenam, quia tunc odio poenae fit ipso iure compensatio, et ita in Palatijs observari dicit [illegible] tradit Cur. [illegible] in cons. 11. in 3. quaesito in pr. [illegible] confirmat Surd. in tract. de alimentis tit. 1. q. 42. nº 85. dicens quod si maritus creditor dotis esset debitor soceri, vel alterius, qui dotem promisit, non potest consequi usuras dotis, ex [illegible] ad evitandum cursum usurarum inducitur tacita compensatio, sicuti declarat Alex. in cons. 14. nº 5. lib. 5. subdicens nº 87. quod licet compensatio regulariter locum non habeat nisi partes opponerent et non [illegible] quam opponatur, tamen ubi agitur de evitanda poena, usura, et [illegible] mora, fit compensatio etiam si non [illegible] in tempore opposita, et post tempus deducta retrotrahitur, ut multis comprobat ibi Surd. et [illegible] loco [illegible] hoc [illegible] locum etiam in libellis [illegible] temporis.

2º [illegible] ad [illegible] admittitur compensatio quoties fit in [illegible] et de [illegible] [illegible] Cavale. [illegible] et [illegible] nº [illegible]
[illegible]
[illegible]
[illegible] 6. [illegible] [illegible] debito et credito, ubi [illegible] nº 119. et 120. f. 111. et 119.

Qui compensat [illegible] debitum, [illegible] decis. 43. nº 14.

[illegible] impediri [illegible]

[illegible]

pre [illegible]

[illegible]

[illegible]

Sicut [illegible]

[illegible]

Argyle.

[illegible] in [illegible] in col. 5. n. 37.
[illegible] manifest[illegible] inter adminiculat. [illegible]
interfuerit in [illegible] ibi loci [illegible] Bal. in col. 234. [illegible]
[illegible] ca[illegible] Pr[illegible]nit[illegible] uxor. lib. 2. [illegible]
Sicut Grampetio [illegible] fugiens [illegible] ita Grampetio [illegible] eo [illegible] no aufugere,
ut contra [illegible] ut disciplina [illegible] n. 39.

Amu[illegible]
J'a[illegible]
Aüou[illegible]
et [illegible]
Am[illegible]
H'mie[illegible]
dol[illegible]

Amicitijs

Amicitia, et cotinua conversatio presumptionem tollit doli, ut Mars. in l. [illegible] n° 207 [illegible] in l. [illegible] versus occidendi [illegible]
Amicitia, et cotinua conversatio [illegible] sanguinis [illegible] ut G. Saly et Alex. in l. [illegible] et ibi [illegible] 35. [illegible]
Amicitia [illegible] in l. [illegible] ubi [illegible]
Homicidium quod committitur in personam amici [illegible] dolosum.

[illegible]
cxd[illegible]
335[illegible]
Fruct[illegible]
sion[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
97[illegible]
[illegible]
[illegible]

Sequestris.

Lyp.th et stils Veneto cauetur, q[uod] [illegible] in sequestrat[ione] [illegible]
cardioris et [illegible], ut attestat[ur] [illegible] in respons. 81. n° 51. fol.
335. vol. 4.

Fructus industriales n[on] d[e]b[e]nt intelligendi taciti obligati [illegible]
sine [illegible] rustici, secus d[e] naturalibus, [illegible] d[e] [illegible] et
Sypo. in 4. num. 2ª. par. n° 148. fol. 81.

[illegible] 16.

Sequestratio [illegible] prohibita fallit in x. casib[us] [illegible] Pap. in [illegible] [illegible] n° 158. [illegible] limitas.
[illegible]

Sequestratio [illegible] idonea fideiussion[e] [illegible]
[illegible] posse ex quo [illegible] q[uo]d

Sequestratio [illegible] appell[atione] [illegible]
[illegible] et q[uo]d sequestratio fructuum fieri possit
[illegible] 1. 459.

Sequestr[ari] [illegible] fructus cum [illegible]
[illegible]

Fideiussio est medicina sequestri [illegible] cos. 380. n° 8. par. 2. fol.
91.

[illegible] ad sequestrationem [illegible] l. 1. C. [illegible] sub.
sequestra. [illegible].

[illegible]

Execut.

Vidᵉ quo [illegible] cū exon[illegible], c mulacisse tractat. l. x. et fol. in cōnatis titulorum [illegible] ff. [illegible]
[illegible] ā i. [illegible] in [illegible] principis [illegible] unz [illegible] in syl. ruf. in tit. quo vid. [illegible] fol. 618. et 649.

Diposᶜ casus, in quib. suppeditur ab exonē contra communit las. in l. [illegible] col. fi ff. [illegible] iudi.

Executio n[illegible] pot fieri ante [illegible] condemnationē. l. i. C. [illegible] iudi.

[illegible] ad [illegible] necessaria ad agriculturā, [illegible] fol. [illegible]

[illegible] et d. [illegible] [illegible] [illegible]

Executio instrumenti [illegible] et differentia [illegible] [illegible] col. 2 [illegible] fol. [illegible]

[illegible] possessor [illegible] et [illegible] hæc [illegible] [illegible] [illegible] in cōs. [illegible] n.º 8. f. [illegible]

[illegible] executione [illegible] ligāt [illegible] quantitati [illegible] vid. cap. [illegible] fol. 101 et 104

[illegible] pendente [illegible] executionis [illegible], nisi post sententiam, et pot ordinari [illegible] transitus [illegible] principali ad [illegible] ad aliud, ac [illegible] Bovy. in [illegible] n.º 15. f. 3. col. 4.

[illegible] vid. [illegible] et Sup. 3. mem. 8. par. n.º 27. f. 303.

Hab[illegible]
[illegible]
Si[illegible]
[illegible]
Si con[illegible]
[illegible]
Princ[illegible]

Habens facultatem contrahendi per verba importantia arbitrium boni viri debet arbitrio suo regulato cum conditione ut bonus vir [illegible] delegat [illegible] Facturus [illegible] Si vero est facultas [illegible] per verba importantia liberum vel atrum [illegible] omnia [illegible] p.o quod ad [illegible] 2.do quod dolus [illegible] Similiter habens facultatem [illegible] per verba importantia arbitrium boni viri debet eligere ut bonus vir. Si vero per verba [illegible] liberum vel [illegible] [illegible] omnia [illegible] [illegible] facultatem iudicandi per verba importantia arbitrium boni viri, debet [illegible] Si vero [illegible] commissio libera [illegible] voluntatem [illegible] liber [illegible] debet [illegible] [illegible] Quod vero sit [illegible] verba significantia [illegible] [illegible] [illegible] [illegible] [illegible] Videtur [illegible] Celani [illegible] magis [illegible] commissa discutit.

Delegatus a Papa [illegible] ab ordinarijs [illegible] dicas [illegible] in tit. de iud. [illegible] delegato. s. 3. incip. [illegible] dicendum n.o 12.

[illegible] citationem [illegible] [illegible] [illegible] [illegible] n.o 13.

[illegible] [illegible] clausulae [illegible] [illegible] [illegible] [illegible] ad iurisdictionem [illegible] [illegible] [illegible]

Liberus

[illegible] l. collata de faciendi [illegible] nominata creatori vel alii sibi tribuen[illegible]

[illegible] ipsi [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] necessitat. vel [illegible]

[illegible] [illegible] [illegible] notab 3º

[illegible]

Judicibus.

Exceptio requirens altiorem indaginem ad [illegible] examinari [illegible] summa-
[illegible] ut [illegible] Lanfran. in repet. Clem. [illegible] n. 5. [illegible] — Ad [illegible] in [illegible]
Simpliciter. [illegible] dicunt Summi exceptio. tradit ibidem n. [illegible]
adversari [illegible] tit. de except.

in [illegible] sive Civilibus sive Criminalibus [illegible] plano. l.
[illegible] ff. de accusat. [illegible] dicant [illegible] tradit [illegible]
in Clem. [illegible] n. 9 [illegible] ibi [illegible]
[illegible]

Omnes actus Judiciales [illegible] causae cognitionem partium [illegible]
[illegible] in Clem. [illegible] de off.
[illegible]
[illegible] Bal. in l. [illegible] C. [illegible]
[illegible] n. 5 [illegible] limitationem [illegible] Lanfran. in
Clem. [illegible] de Plano n. 13. [illegible] officiales [illegible]
[illegible] ibi allegatas.

[illegible] in casibus [illegible] ad [illegible] C. [illegible]
[illegible] Lanfran. in Clem. [illegible] n. [illegible]
[illegible]
[illegible] n. 11 [illegible]

Quando [illegible] in [illegible]
[illegible]
[illegible] in tit. [illegible] Alex.
in l. [illegible] ff. [illegible]

[illegible]

[illegible] libellus [illegible]

[illegible]

[illegible]

[illegible] n. 243 [illegible]

[illegible]

[illegible] 2. f. 133. et 299. [illegible]

[illegible]

[illegible] allegans [illegible]

[illegible]

Iudicis

In iudiciis debet esse assistentibus. l. fi. ... ibi.

Si lis comitata opponatur iudici, qui ad om. ... ne ... fiat ... in c. ... n.o 20. de hoc.

Acta iudicij an et qualiter probant ... ibi ... n.o 23 ... Acta ... aliam ... ibi ...

Extat ... statt ... tit. 48

... annotatum ... fol. 254 ...

Sententia iudicis ... ex ... contra ... extat ... A. ... n.o 27 ... ibi ... non ... facta ... valet ... et ... aliis assignat ... ibi.

... contra ... ibi ... 30 ... scriptis et ... semper ut ibi. Et ... fol. 195 ... iudicis ...

Accusat et ... iudicis ...

... tit. ... in ... n.o 5 ... fol. 247.

Pars ad ... interrogationem ... contra ... qui ... calumniam ... in c. ... n.o 38. de hoc.

Iudex ... rusticus imperitus ... explicari ... ut accipiat ... ibi n.o 20.

Sententia ... et ... iudicis ... forma ... forma ...

... fol. 56.

... n.o 6 ...

191 ...

Princeps in litteris spiritualibus et illa ... conventu ... mittat ... et ... alios ...

Iudex an possit procedere in causa privilegii ... sub innovatis ... Dec. cons. 98 ... fol. 43.

... in alium ... Cravetta cons. 241 ... quos ... tractari ... et ...

... et subditos illius, et quibus.

Princeps ... potest ... plenitudine potestatis, Crav. in cons. 103 ...

Colonienses pot. cognoscere de offensa ... alii Colonienses, Nat. cons. 51 n. 2 vol. 1 f. 61.

... aliquo ... libello ... incompetenti ... actor ad ... Blanc. in sua prac. sub Rub. de ... n. 41.

... iudicis ... L. ... de iudi. ... et c. ... cons. ... et ... ff. de iudi.

... ubi ... ibi ... Borg. dec. 1 n. 14 et seq. f. 3.

... a Princ. ... de regular. in 6.

Iudex in criminalibus ... rota in ... Albr. de Rota in l. ... de iudi. ... ubi ... maleficiorum ... observantia ... ad ... dicendum ... August. de ... in addi. ad ... Ang. in ... nobis ...

Productioni huius ... et singula in eis contenta ... talis productionis vera esse, et a producente indicialiter confessa censentur, adeo ut illa impugnari non possint, ... in l. ... ff. de ... ut ... Bal. in l. ... C. ... in cons. 349 n. 5 vol. 1 et ... Iason de Rub. ... in cons. 44 n. 46 vol. 2. Hinc ... Ludovisi dec. Rota. ... n. 3 par. ... scripturis in iud. ... confessa ... contra ... in ... tradita ... in ... de ... et in l. 1 ... ff. de ... et ... Al. ... in cons. 108 n. 5 vol. 5 ... a Val. in cons. 2 n. 115 vol. 1.

... a Princ. ... maioribus magistratibus ... qui ... et ... cons. 50 n. ...

Prim. [illegible] [illegible] ex sua agnatione [illegible], [illegible] statutis [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] forma tradita a statuto Mantuano, [illegible] cons. 351. l. 4.

Cum plures et iudices [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] iudices [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

Productio [illegible] alicuius actus [illegible] [illegible], quoties [illegible] ad effectum impugnandi, [illegible] [illegible] [illegible]

Iudex [illegible] [illegible] duos [illegible] [illegible] [illegible] [illegible] [illegible] sit assessores alium [illegible] [illegible] [illegible] sit diabolus [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] iudic. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] cons. 32. [illegible] clausul [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] maleficio. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

Causis.

Causa formalis [illegible] a finalis [illegible] [illegible] laut.
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] subditas [illegible] [illegible] [illegible] [illegible]
principijs [illegible] primus. [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] causa [illegible] [illegible] [illegible].
[illegible] [illegible] [illegible] [illegible] a finali [illegible]
[illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] C. [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] d Arb. [illegible] [illegible] f. 300.
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] solutio [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible]
Quando una causa dicatur praeiudicialis ad alteram, et una excludit aut facit supersedere in altera vide Crau. in cons. 280.

Huma

fin

His

Hominis.

Humana na[tur]a [illegible] [illegible] malo et quotidie novas despirat [illegible] formas, species [illegible] [illegible] vertens, et ipsa se infinitis miscuit [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] lib 3. f. 53.

[illegible]

[illegible]

[illegible]

ualu[illegible]

32 [illegible]

[illegible]

hud[illegible]

[illegible]

[illegible]

Iudicis Recusationis.

[illegible] tota familia recusata [illegible] sufficere [illegible] ubi de [illegible] [illegible] consanguinitatis appellat[illegible]

Processus agitatus per Iudicem recusatum post recusationem de eo factam non valet et teneat si non appellet, vid. Lanfr. in c. [illegible] 32. de proba.

Iudicis recusatio [illegible] sufficere [illegible] Mars. casus 153 [illegible] hid. lib. 2. cont. 2. ubi [illegible] sufficit ob capitales cconditiones, et usque ad [illegible] gradum longam, De [illegible] non posse recusari Iudicem [illegible] cum utraque parte [illegible]

Bona

Necessitatis.

Bona alicuius [illegible] debita alienari ex ca[usa] necessitatis urgentis, possit alienari [illegible] necessitas [illegible] multiplici [illegible] [illegible] [illegible] cons. 2. cum [illegible] vol. [illegible]

Necessitas [illegible] plures [illegible] alia [illegible] [illegible] multis [illegible] [illegible] Gabr. in cons. 108. n° 51. vol. 2

Necessitas [illegible] [illegible] [illegible] [illegible] n° 51.

Qualiter [illegible] [illegible] [illegible] ff. ad mat. fol. 43 col. 3.

Sine bonis [illegible] L. bon. § ff. [illegible] [illegible] [illegible] [illegible] [illegible] L. reg. § fi. C. ad leg. Iuliam maiest.

In oi [illegible]
clar[illegible]
duc[illegible]
qd [illegible]
cit [illegible]
sibi [illegible]
sbit[illegible]
iatq[illegible]
ptis[illegible]
Rsbib[illegible]
frac[illegible]
ipsi[illegible]
Ioan[illegible]
pras[illegible]
blut[illegible]
[illegible]
cst. c[illegible]
Treato[illegible]
sic[illegible]
4 ad [illegible]
4 ce[illegible]
ita [illegible]
cs. 3[illegible]
Posit [illegible]
ubi a[illegible]
Prud[illegible]
ne[illegible]
n° 20[illegible]
[illegible]
[illegible]
In n[illegible]
c. f. [illegible]
inarsi[illegible]
[illegible]
trac[illegible]

Contractuum et Consumptionis.

In re contract. attendi debet potius substa contractus, quam verba. effectus a contractus, ad denominatio attenditur, et contractus non inducit, sine proprietatis in rebus, sed sine cuius causam, et effectus, et quod contractus sonat puta in alienationem, nec valet nec tamen est instantanus in eod. actus, sine quem valere potest. Jacius in proposito, quod si dixero concedo tibi habitationem quandiu volueris, consumptione possit. ista vasa consumptio, ut valeat actus, et contractus intelligitur in illud nomine, iux. quod valere potest superat vis consumptionis. Hec Se. Tercia. in resp. 43. n. 14. et 15. vol. 5.

Prohibitionem alienationis et quod in contractu concessit usufructus tantum, intelligitur tamen concessus usufructus, et proprietas, ut refert Tercia. et Gratia Bol. in cons. 43. vol. 5. n. 24. ubi rationem addit.

Si [illegible] debitorem [illegible] instrumentum [illegible]
[illegible] debitor [illegible]
[illegible] potuerat [illegible] ad aut de
consensu creditoris Tercia. in resp. 45. n. 51. vol. 5. f. 20.

Testator consuevit [illegible] dispositione sua conformare voluisse cum dispositione Statuti vel Municipalis Bar. in L. [illegible] n. 1. ff. ad Treb. et ibi communiter scribentes Soc. sen. in cons. 51. n. 33. lib. 4. et Soc. iun. in cons. 168. n. 63. in fi. lib. 2. Ripa in d. [illegible] ita n. 75. et in [illegible] Statuti [illegible] Plan. de Rubeis Civis n. in cons. 3. n. 122. lib. 1. et in cons. 15. n. 108.

Posita in [illegible] an [illegible] [illegible] Alciat. [illegible]
ubi affatim [illegible] examinatur.

Presumptio [illegible]
[illegible] lib. 9 tit. 1.
n. 20 tol. [illegible]

Presumptio [illegible] requirit probationem, sed sufficit cum allegare Bar. in l. si adulterium cum [illegible] ff. de adulteriis.

In [illegible] ambitionis [illegible] [illegible] 33. [illegible]
[illegible] offendere
[illegible]
[illegible]
[illegible]

Coniecturis et praesumptionibus

Verba enim contraria in antiquis [illegible] et in Guid. 3. [illegible]
[illegible] par. p. [illegible] nostrum [illegible] et [illegible]
n°. 29. fol. mihi 29.
[illegible] praesumitur [illegible] pul. [illegible]
n°. 28. [illegible]
[illegible] praesumitur [illegible] ad not. in l. [illegible] ad l. Iul. [illegible]
Pulchritudo corporis est [illegible] bonorum [illegible] in dec. [illegible]
n°. 6. fol. 72. [illegible] pulchra [illegible]

[illegible] et [illegible] significatione.

[illegible] ut [illegible] incertae [illegible] ne [illegible] contradicit. [illegible] 68. et. nº 3. lib. 2.

Clausula omni meliori modo quam [illegible] Vid. [illegible] art. [illegible] tit. 4. caut. 1. ubi et [illegible] remittit ad alium locum fol. 159. col. 2. et 3 in uol. trac. [illegible] tota [illegible] abiit.

[illegible] data [illegible] ea [illegible] facti [illegible] extendit ad ea [illegible] iurisdictia. [illegible] 43. nº 14. uol. 4. f. 180. [illegible] ibi [illegible] allegatur.

[illegible] adiecta [illegible] tempus [illegible] ibi [illegible] 45 nº [illegible] uol. 5.

[illegible] quilibet, [illegible] recipiunt temp[illegible] [illegible] habilitatis et idoneitatis [illegible] 46. nº 2. et 3. uol. 5.

[illegible] locum [illegible] obtinet. L. ga [illegible] ff. sol. mat.

[illegible] [illegible] additur [illegible] in l. si [illegible] [illegible] [illegible] Jal.

Valet a [illegible] contra accedunt [illegible] plura cumulat [illegible] cōs. 216. nº 2. f. 83. col. 3. par. 2.

[illegible] dicat [illegible] tradit [illegible] in l. [illegible] nº 24. ff. [illegible] cod. [illegible]

[illegible] ab etimologia uocabuli [illegible] 43. nº [illegible] uol. 5 fol. 52.

[illegible] intelligi [illegible] effectu [illegible] 468. nº 5. et seqq. Tom. 2. fol. 170.

[illegible] dictio quo intelligatur [illegible] mem. 2. [illegible] nº 37. usq. ad num. 40.

[illegible] dicimus [illegible] communis [illegible] difficultatis [illegible] [illegible] cōs. 177. nº 2. ubi [illegible] f. 293.

[illegible] alterius [illegible] 182 nº [illegible] fol. 66.

[illegible] intelligi [illegible] effectu [illegible] cōs. 468. nº 5. et seqq. tom. 2. fol. 170.

[illegible] aliquid [illegible] cōs. 150. nº 11. ubi [illegible] nº 19. [illegible] fieri [illegible] ex interuallo, [illegible] ab initio conuenit, ut illud [illegible], ut ibi.

[illegible] et [illegible] et plus [illegible] casu 46. et 47.

[illegible] ea. et ibi [illegible] manum. [illegible]

Verbum [illegible] [illegible]

Sermones gratis [illegible] Philosophis [illegible] faciliores, singulares aut [illegible] [illegible] ficiliores et minores [illegible] [illegible] 13 [illegible] [illegible] [illegible] 99 alias [illegible] [illegible] longitudo in [illegible] [illegible] [illegible] gratis ad illuminant intellectum [illegible] [illegible] [illegible] singulares et [illegible] Bal. in c. cum accesissent [illegible] 21 [illegible] desiderio [illegible] [illegible]

Perspicuitt [illegible] [illegible] [illegible] morales. [illegible] in c. i. n. 13. [illegible] [illegible] [illegible] ea [illegible] [illegible] placeat [illegible] impetus. [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] 106. [illegible] in [illegible] [illegible]

[illegible] [illegible] et [illegible] [illegible] ut fit clarior [illegible] [illegible] Superfluitas [illegible] [illegible] [illegible] 446.

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
pa[illegible]
di [illegible]
di [illegible]
[illegible]
Proba[illegible]
[illegible]
ho a[illegible]
e [illegible]
[illegible]
ad [illegible]
[illegible]
pri[illegible]
pro[illegible]
Actor [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Probationibus.

Qui allegat impedimentum quo impeditus nō potuit facere id, qd si fecisse vale qd observavisset, et sic qd ꝑ ipsū nō stat, ad infirmandum allegavit, et ꝓbavit impedimentum simpliciter, sed debet et ꝓbarē, qd si nō fuisset illud impedimentum, ipse fecisset id, a quo vult ꝑ impedimentum excusari, ita qd appareat, qd impedimentum fuerit causa immediata, qr illud [illegible] nō fuit. [illegible] Dec. [illegible] 45. nº 32. [illegible]

Ꝑ parcellas librorum potest dominus ꝓbari possessionem, ut quasi exigendi a Colonis, liber. n. dni [illegible] ꝓbat [illegible] in rē. L. admonendi nº 120. ff. de iureiur. Boer. dec. 105 nº 6. et 13. Crau. cōs. 158. nº 2. [illegible] cōs. 168. nº [illegible]

Probatis extremitatibus media intelliguntur ꝓbata. Nat. cōs. 235. nº 18. tom. 2. fol. 3.

Nō [illegible] mechanicis [illegible] Nat. cōs. 235. nº 16. Tom. 2. fol. 3.

[illegible] Aret. cōs. 44. incip. primo [illegible]

Actor [illegible] ꝓbarē [illegible] sed et auctoris sui, ut voluit Accurs. in L. [illegible] C. [illegible] ꝓbat. Paul. Castr. in cōs. 134. incip. [illegible] vol. 2. Alex. cōs. 4. [illegible] 2º [illegible] vol. 2. Bar. in L. si [illegible] ff. [illegible]

[illegible] 50. nº 1. et 2. [illegible]

[illegible] ꝓbon. doli, ubi metus in privatis [illegible] sufficiunt [illegible] Abba cōs. 77. nº 9. fol. 110

[illegible]

[illegible]

co[illegible]

ex[illegible]

fo[illegible]

fo[illegible]

[illegible]

De laudationibus.

[illegible] si prohibuit bona [illegible] filios alienari [illegible]
[illegible] [illegible]
[illegible] causa [illegible] scribunt [illegible]
exlaudatus ad fideic.[illegible] ad [illegible] admitti [illegible]
[illegible] bona eius, quae fuerunt prohibita alienari, [illegible]
[illegible] a testatoris voluntate ex causa, quae
[illegible] ex eis est, et ex [illegible]
[illegible] eius mortem [illegible] testator Mant.
[illegible] de [illegible] lib. [illegible] 30 art. 3.
[illegible] [illegible]

Mutual

Jas. u

Mutuo.

Mutuatarius nõ pot̃ cõpensari quidquid habet contra mutuãtem, Bau. post Ias. ibi allegatum cõs. 151. nº. 1. fol. 141.

[illegible]

loco [illegible]
allig[illegible]
Jura [illegible]
ubi [illegible]
poss[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
Statu[illegible]
[illegible]
ubi [illegible]

v. tit. sup. fol. 22. Statutis.

... Bertra. cons. 65. n. 1. vol. 4. ... cons. 5. n. 6. vol. 1. ... allegat Bar. hic ... in l. ... ff. de leg. 3.

Iura municipalia ... in favorem subditorum ... Bertra. ubi sup. et ibidem n. 2. explicat ... Et Aug. ... cons. 13. n. ... subditus ... statuti ... disciplina ... sicut ... statutum ... ad subditum, ita ... ad ... sicut ... (subdit ipse Aug.) ... subditum ... ad ... ita ... potest.

... par. 2. f. 107. ...

Statuta ... et ... cons. 7. n. 10. ubi concludit ...

[illegible]

[illegible]
[illegible]
[illegible]
[illegible]
Si pl[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Iudex Communiter intra breve tempus magnum [illegible] ad [illegible], et [illegible]
[illegible]

Processus magnus [illegible] [illegible] intra 6. [illegible] [illegible]
[illegible] 72. n.° 25. par. 2. f. 198

Si plures [illegible] in una sententia [illegible] [illegible] [illegible] in
solidum, [illegible] [illegible] [illegible]. l. Paulus [illegible] [illegible]
[illegible].

D' sententijs [illegible] [illegible], et [illegible] [illegible] [illegible]
[illegible] [illegible] 32

Sententia lata sup validitate, vel invaliditate alicuius [illegible]. [illegible] [illegible]
[illegible] ad [illegible], Alex. in l. [illegible] [illegible]
Alba [illegible] n.° 6.

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Regulis Iuris.

Nimia subtilitas est subuerti ad [illegible] l. 4 [illegible] C. de iust. [illegible] l. [illegible] C. de [illegible] l. [illegible] et continuo [illegible]

[illegible] conductam [illegible] [illegible] [illegible] et [illegible] l. [illegible] et [illegible] n. 36 [illegible]

Concordia amicitiae [illegible] nutrix et perpetuatur ex aequalitate [illegible] discordia oritur ex inaequalitate quam lex tollere studet l. [illegible] [illegible] C. de bon. quae lib. [illegible] iur. iur.

[illegible]
[illegible]
[illegible]
[illegible]

Testibus.

C[illegible] dubiatis certificatis [illegible] [illegible] [illegible], [illegible] [illegible].
Tab. l[illegible] i. q. 34.
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible], [illegible]
[illegible] 77. n[illegible] 8. fol. 110.
[illegible]

. Sicu
bta
'ita
ita
ur
bil
plu

Sicut nominis identitas, et conformitas, facit presumi unitatem, seu id-
entitatem corporum, et personarum rerum, et effectuum, ubi communis sententia. L.
Titia. § filias ff. de condi. et demon. L. duo sunt Titij ff. de testam. tut.
ita e contra diversitas nominis arguit in dubio pluralitatem, et di-
versitatem corporum, rerum, effectuumque, et personarum et ad hoc pla-
ciliter [illegible] minimus a[illegible] ab ipsa diversitatis consurgit. et
plenissime [illegible] nominatur. L. si idem. C. de cod.

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Testator / testamentum.

Testamentaria cedula inter liberos an, et qn̄ consistat, vide Menochi. de presump. lib. 4°. presump. vi.

Testator si legavit omnes suos redditus, sive fructus anni illius, quo testamentum confectum fuit, et testator illo anno non moriat, quid an debeat legatum fructuum anni, quo morit, vide Cephal. in cons. ccxxx. in 4°. volu. Mant. de coniectu. ulti. volu. lib. 3°. titu. xi. n°. 26. Menochi. qui de ab his dissentit, videtur in cons. xcvij. n°. 69. 73. 76. 118. 137. 147. et in 10. cons. lib. p°.

Testator si iniungit molestiam ad inferri alium, quo intelligantur ista verba, vide Anto. Gabri. comm. conclusionum lib. v. in titu. de usufruc. conclu. p°. n°. 26. et Rolan. de inventa. cap. omnium ultimo n°. 7. et Cavalca. de usufr. mulie. relic. n°. 56. vers. quamvis, Menochi. de presump. lib. 4°. presump. xcviij. Peregri. de Fideic. Arti. xlvij. n°. 47. fo. mihi 435. Alex. in l. 1. § de bonis. ff. furor. n°. 7. in fi. ff. Ad. l. falci. Dec. cons. ccii. n°. 8. in 2°.

Testator potest imitari redditionem rationis tutori, et aliis. l. cum necessitatem. et ibi Salyc. C. de Fideic. Jas. in l. actione. n°. 12. C. de Transactio. Dec. cons. cxcij. n°. 4. Alcia. de presump. in p.a regula. in vi. presump. Cavalca. in tracta. de tuto. et cura. n°. 207. et n°. 210. pag. mihi 112.

Testator si dicit in testamento se debitorem Titij, primum an ista assertio probet debitum, vide Cephal. in cons. 569. n°. 19. et 12. in 4°. volu. et cons. 542. n°. 26. 10. volu.

Testator an, et qn̄ intelligatur voluisse q intelligatur reciproca substitutio de una ad aliam lineam, vide Menochi. in cons. 316. n°. 28. et alibi supra in 10. consilium. Ruin. in cons. 134. n°. 3. in 3. Peregri. de Fideic. Arti. xij. n°. 76. et infra latissime de plurimis opinionibus,

Testatrix disponendo per verba masculini generis an feminas comprehendit et censeat, vide et Rota. à vat. in cons. lxxxij. p. 10. in 3°. v

Testamentum in veritate conditum fuisse non sufficit, sollemnitas deficiat. l. si veritas. C. de Fideic. Menochi. de presump. lib. p°. q. lxxx. n.

Testamentum imperfectum tollit primum testamentum, et redit factum, si inter utrunque testamentum tempus fuerit decennium. l. Sancimus. C. de testam. et ita obtinuit in casu, et quo infra patim,

Testamento per imperfecto tollit primum ...

Inches 1 2 3 4 5 6 7 8
Centimetres 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19
Farbkarte #13 B.I.G.
Blue Cyan Green Yellow Red Magenta White 3/Color Black